

GIRL LEAPS FROM FERRY BOAT

Exclusive
Associated
Press Service

Oakland Tribune.

LAST
Edition

VOL. LXXI WEATHER:—Oakland and vicinity: Cloudy, tonight, fair Saturday; moderate west winds.

OAKLAND, CALIFORNIA, FRIDAY EVENING, JULY 9, 1909.

20 PAGES

NO. 139.

Mrs. Butters' Children to Contest Her Will

PEOPLES WATER COMPANY MAKES STATEMENT ABOUT SUPREME COURT DECISION

President Leach Says Rebate Claims Are Greatly Exaggerated; Plans of Company for Future

Frank A. Leach Sr., president and general manager of the Peoples Water Company, this afternoon made the following statement regarding the decision by the Supreme Court in which a trial of the suit of the Contra Costa Water Company against the City of Oakland is ordered:

"The decision just rendered by the Supreme Court of the State of California seems to place the case of the City of Oakland vs. the Contra Costa Water Company in exactly the same condition that they were before any trial was had."

"Before any trial by the Superior Court of Alameda county, the water company will have the right to introduce any such new and further facts showing the valuation of the plant as may seem best to the directors of the water company. What the outcome of that trial may be cannot, of course, be predicted. The Supreme Court merely holds that the facts which were produced at the former trial were not sufficient to sustain the seven million dollar valuation fixed by Judge Hart for the year of 1900.

Plans Not Yet Made

"Of course, this valuation only affected the Oakland division and did not include the Berkeley, Alameda, Richmond, Piedmont, San Leandro or Alameda county branches of the water company. In the event, however, that it should be finally decided that the water company was not entitled to the rates which were collected, it would have small bearing on the finances of the company, as the amount to be rebated to the City of Oakland and its citizens has been greatly exaggerated. The maximum amount that could possibly be recovered would not exceed about seventy-eight thousand (\$78,000) dollars.

"It is too early for the board of directors to determine what it will do in relation to trying the case over again. It may be possible that there are some points of law in relation to fixing the matter of rates of great value, not only to the water company, but to the people of Oakland, for the future guidance in rate fixing, that have not been settled in this decision, and it might be necessary to go back to the original decision."

(Continued on Page 3.)

HIGH SCHOOL GIRL SAYS SHE WAS ASSAULTED BY A MALE BEAUTY DOCTOR

W. S. Sheppard, who calls himself "doctor of beauty," and a member of Gibson forms, having rooms and offices at 473 1-2 Tenth street, was arrested this morning on a charge of battery preferred by fifteen-year-old Miss Ella M. Smith, the complainant, who is a high school girl, residing with her parents at 3209 Franklin Avenue, Fruitvale.

Dr. Sheppard was much alarmed when arrested and at once put up \$500 cash bail. He was ordered to stand for arraignment in the police court tomorrow. The story of Miss Smith is a remarkable one. She states that she saw an advertisement that an assistant was wanted at the beauty doctor's shop, and she applied for the position. She was employed at a salary of \$7 a week, and

started on her labors yesterday. The girl states that she was put to work cleaning bottles in a rose room. While thus engaged she alleges that the "beauty doctor" edged up closely to her and finally threw his arms around her and endeavored to hug and kiss her. She drew herself away from him and slapped him square in the face. She then turned and rushed out of the house. Miss Smith told her parents what had occurred, and this morning she and her father waited on the prosecuting attorney of the police court and demanded a warrant of the doctor's arrest. Dr. Sheppard was then taken into custody.

The charge is a serious one. The father of the girl says that he will prosecute Sheppard to the full extent of the law.

Women's Fashions Immodest, Declares Organ of the Vatican

PARIS, July 9.—A copy of the *Osservatore Romano*, the organ of the Vatican, which has arrived in Paris, contains a scathing denunciation of the tendencies of feminine fashions.

Taking as a text a petition against an immoral press, forwarded by the Catholic women of Bergamo to the Minister of the Interior, and bearing several thousand signatures, the *Osservatore* says:

"We hope that competent authorities will apply the law against these new Augean stables, and at the same time we cannot but deplore another danger to good morals which comes to us from other countries and against which the women might well unite."

"We refer to the fashions worn in the streets by the women of all ages and by young girls. Those who profess with ardor the Catholic faith and morals should not be indulgent toward those women who walk about the streets wearing immodest garments."

TOM TAGGART EXONERATED IN GINGLES TRIAL

Admits Knowing Miss Barrette
But Did Not Know Young Girl

PHYSICIAN TELLS OF LACEMAKER'S CONDITION

Case Has to Be Adjudged Owing to Death of Juror's Brother

CHICAGO, July 9.—Thomas Taggart of French Lick Springs, Ind., former member of the Democratic National Committee, whose name was mentioned in the testimony given by Ella Gingles, the 18-year-old Irish lacemaker, took the witness stand today in Judge Brentano's court for the purpose of clearing his name of any connection with the case.

Taggart was completely exonerated by a formal statement made by Attorney P. H. O'Donnell, counsel for the Gingles girl, and also by his own testimony.

As preliminary to his testimony on the point which brought him into court, Taggart stated that he had lived in Indiana for thirty-five years and that he was married and had been in the hotel business at French Lick Springs for a great many years.

"Do you know Miss Barrette, the complainant in this case?"

"Yes."

"How did you get acquainted?"

"She worked as a manicure for a man of the name of Gibson at French Lick. He sold out to her and I, of course, rented to her the apartments in one of my hotels."

Taggart Exonerated

"Did you ever hear anything against her character?"

This question started a wrangle between the attorneys, from the midst of which O'Donnell, addressing both the court and Taggart, made a formal statement exonerating Taggart in every particular, saying:

"I want it distinctly understood that Taggart's name was brought into this case over my protest. We have proof that Miss Gingles was never acquainted with Taggart, and his name was mentioned only indirectly to her. It might have been any one of 10,000 names of wealthy men, but it happened to be Taggart, and in this particular Taggart is unfortunate."

The interrogation of the witness as to Miss Gingles was exceedingly brief.

Did Not Know Girl

"Do you know Miss Gingles?" asked Attorney Short.

"I do not," answered Taggart with emphasis.

Miss Gingles' eyes were glued on the detail of his legal suit, his low shoes and the diamond she wore in his cravat.

"Did you ever hear Miss Gingles before this case?" continued Short.

"Only some months ago when somebody brought me a paper containing the name of Miss Gingles and Miss Barrette."

"You were not subpoenaed here before the State, were you?"

"I was not subpoenaed by anybody. I heard that my name was being used, and as a man of family came to clear my name from the shadow that might have been thrown over it."

Not an Assassin

At this point Attorney O'Donnell repeated with emphasis his statement exonerating Taggart.

Short interrupted, accusing O'Donnell of having given out statements to papers wherein Taggart's name was mentioned.

"I did not," replied O'Donnell hotly.

"I am not an assassin."

Dr. H. A. Watson, house physician of Mr. Butters, who was constantly at his side and who kept in the closest touch with him while he was away from home in the north looking after his electric railroad interests. Stories of the splendid presents made by Mr. Butters to his secretary came to the ears of Mrs. Butters with the result of a separation in the family.

Butters' Beautiful Secretary

Prior to Henry Butters meeting his affianced he decided to his wife property in the neighborhood of half a million dollars.

When he desired a portion of this property returned to him in order to tide him over hard times, Mrs. Butters declined to accede to his request. Now that the truth is out that there is to be a lively contest over Mrs. Butters' will, an interesting story has come to light regarding the settlement of the financial affairs of Henry A. Butters. Some time prior to his demise Butters endorsed over to his secretary, a handsome young woman, who sustained a very confidential relationship to him, stocks worth nearly \$100,000.

After Butters' death his exec-

HENRY A. BUTTERS GAVE HIS STENOGRAPHER \$100,000 IN GIFTS

She Was Threatened With Suit in Court and Compromised by Giving Back \$50,000—Heirs Want All the Trust Provisions in Testament Declared Illegal

MRS. R. A. BRAY. MISS MARGUERITE BUTTERS.



The heirs of the late Mrs. Henry A. Butters are dissatisfied with the provisions made in her will, and have announced that they will file a contest to the document within a few days.

The estate is valued at \$500,000.

This morning the will came up for probate in the Superior Court before Judge Wells, and the matter was continued for two weeks.

By that time it is expected that the contest will be filed, and every effort will be made to break the trust provisions in the testament.

Presents to Affinity

The contest will bring out many side lights in the life of Mr. and Mrs. Butters. Prior to the death of Henry A. Butters several months ago he was separated from his wife. Mrs. Butters did not survive her husband very long. It was common gossip that the cause of the separation between the two was the handsome secretary-stenographer of Mr. Butters, who was constantly at his side and who kept in the closest touch with him while he was away from home in the north looking after his electric railroad interests. Stories of the splendid presents made by Mr. Butters to his secretary came to the ears of Mrs. Butters with the result of a separation in the family.

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MISS MARIE BUTTERS.

utors laid claim to this stock which had never been transferred on the books of the corporations, and threatened to bring suit for its recovery if it was not given up.

Finally a compromise was effected by the woman giving up half the disputed property. Thus a great scandal and litigation were avoided. Judge Slack effected the settlement.

Mrs. Butters' Hallucination

When the contest comes up in court other sidelong glances will be thrown on the life of Mrs. Butters. It is not improbable that the contest will be based on the ground that she was of unsound mind when she made the will. A number of her friends state

GIRL-WIFE IS STOPPED IN LEAP FROM FERRY

Oaklander Saves Beautiful Mrs. Emile Rapp From Death on Steamer Claremont

DESPODENT WOMAN SEEKS WATERY GRAVE

Caught on Boat's Edge by A. J. Simmonds, Who Witnessed Attempt

Mrs. Emile Rapp, the beautiful girl wife of J. Simmonds of San Francisco, attempted to end her life by leaping into the waters of the bay from the Key Route steamer Claremont on the 12th run this afternoon.

She was prevented by A. J. Simmonds, a crewman, with others in the Bacon block, who was standing near the rail when the girl tried to throw herself overboard.

He caught at her skirts and dragged her back despite her struggles, but she fainted in his arms. Restoratives were applied without avail, and when she failed to regain consciousness she was taken back to San Francisco and transferred to the Harbor Hospital.

Strange Conduct

Mrs. Simmonds asserts that she noticed the unknown girl when she boarded the boat at San Francisco.

"She was very beautiful," she states. "Her complexion was attractive to her, her straight black hair seemed to be intoxicated. The fact that she fainted at once when my husband prevented her from jumping in the water, in spite of all our efforts to revive her, however, was strange. It is my opinion that she may have been drugged."

Mr. Simmonds denies this.

"I carried on with my husband," she moaned at the hospital, after restoratives, which were applied, had taken effect. "I didn't want to live. I don't think he loves me more and death seemed the easiest way."

The young would-be suicide begged the physician to send for her husband, but up to a late hour he had not been found.

Taft's Itinerary For Trip to Coast

WASHINGTON, July 9.—President Taft announced today some of the tentative plans for his trip west in the fall. He also wrote to President Diaz of Mexico that he intended to meet him at El Paso, probably on Oct. 15. The President expects to start west on his birthday September 15. He will head directly for Seattle, stopping at Denver, Salt Lake City and Spokane on the way.

From Seattle the President will go to Portland, thence to San Francisco, to Los Angeles, New Mexico and Arizona, to Texas, where he will spend several days on C. P. Taft's ranch near Cisco Christie, then through the southern states making several stops en route to Washington.

Need Missionaries Here, Pastor Says

SEATTLE, July 9.—At a meeting of the Epworth League today, S. H. Warden of Little Rock, Ark., in an address on "Open Air Work," said:

"We must go out after the sinners. What are we doing for the millions of people in this country? Who know not God, and who are on their way to perdition? The heathen in foreign lands are greater need of salvation than people in this country. Open air meetings are profitable in Manila, Pekin, London and Paris, why shouldn't they be in Seattle, San Francisco, New Orleans and New York?"

Harriman to Continue Treatment

VIENNA, July 9.—E. H. Harriman, accompanied by Professor Adolf Stremmel, arrived here yesterday to see Dr. A. C. Dickson, who examined him and also held a consultation with Professor O'Brien. Both physicians agreed that the treatment of Harriman was undergoing was quite satisfactory. His condition will remain in Vienna for two days, when he will go to Gastein, in Salzburg, to take the baths.

Public Administrator's Real Estate Auction Sale

In the name of the estate of C. G. Schumacher deceased, it is hereby given that in pursuance of the order of the Superior Court we will sell the following pieces of real property at our auctioneers, 217 Santa Clara avenue, Alameda, on Saturday, July 14, at 2 p. m.:

No. 1 is a lot on Central avenue, between Grove and Mound streets, on the south side.

No. 2—House and lot, known as No. 1221 Park avenue, near Euclid avenue; lot 12 p. m.

No. 3—House and lot, located on the SW corner of Regent and San Jose avenues, known as No. 1187 Regent street; lot 88 4x125.

No. 4—House and lot, No. 1188 Park avenue, near San Jose avenue; lot 44x125.

The above property is located in the city of Alameda and must be sold to the highest bidder.

See legal notice in the *Oakland Tribune* for further particulars.

Geo. W. Reed and John D. Deacon, attorneys for Public Administrator.

A. MONROE & CO. Auctioneers.

1065 Clay st., Oakland. Telephone 4624.

(Continued on Page 2.)

Forsakes Pulpit to Become Wife's Manager FORMER OAKLAND PASTOR YIELDS TO LURE OF OPERATIC CAREER

Matilda Von Herrlich Triumphs at Debut

BISHOP URGED CULTIVATION OF VOICE

Husband's Objections Overcome by Prelate, Who Advised Devotion to Art

MISTRESS OF PARSONAGE IS PUPIL OF PUCCINI

Retired Minister Declares He Will Spend Life at Wife's Side

Urged by the church to give her wonderful voice to the world in the cause of charity, Mrs. Matilda von Herrlich, the gifted young choir singer who married the Rev. John von Herrlich, former pastor of St. Paul's Episcopal Church of this city, has made her debut in grand opera in Italy under the direction of the famous composer Puccini, achieving such instantaneous and wonderful success, assert dispatches from Lisbon, that her ecclesiastical husband has announced his determination of forsaking his pastorate in New York Trinity Church which he accepted five years ago after leaving California, to become her manager.

"My wife was advised to take up her career by the Bishop of New York Episcopal diocese," asserted the son of his predecessor, "and now that success has crowned her efforts, I shall give my life work to be ever by her side, a guiding hand, a protection."

The Rev. Herrlich well knew here, when they made their home for eight years following their romantic marriage some fifteen years ago. The ministrant while attending church heard in the unknown choir singer leading other voices that moment loved her. An impulsive wooing followed and three weeks later they were married and for many years the young wife ruled over the wide story of St. Paul's church, winning a wide circle of friends through her beauty and talents.

In 1904 Rev. von Herrlich accepted a call from the York church and they went to live, though both were popular with friends in this city and von Herrlich returned here once or twice during that time to look after his wife's property interests here.

Struggle With Husband

It was three years ago that Mrs. von Herrlich decided to return to work in the church, except a stage career. But it was easy to convince her husband. "No dear!" said her husband, when she told him that her music masters had advised her to study for grand opera. "God or the world is grander or worldlier." One cannot be saintly and Christ-like amid the applause and admiration of the stage. The history of grand opera does not prove that it is, particularly beneficial in saving souls.

The Rev. von Herrlich told her that the work of the church, in which both of them were then engaged, was not only for time but for eternity. He could not understand why she wanted to put the sinful and wayward on the way to goodness and heaven. She could do more good, he said, singing in the grand music of the cathedral than in the little church of the cathedral, but his wife declared that it was art and not pride or fame that moved her to leave all that and study for the grand opera stage. She vowed also that if she was blessed with fame and success and accumulated money she would give it to charity.

Bishop Advises

The minister remained obdurate until his wife appealed to the bishop for his advice. "My dear child," he replied, "I could not decide which would be more important, the noble work you are now doing in the church, or to work for God in the realm of music. But it seems, if God has given any one such evident talent, she should give it to charity."



Mrs. Matilda von Herrlich, whose husband, Rev. John von Herrlich, will give up church to manage her operatic career.

JURY SEE MURDER IN PANTOMIME

Confessed Slayer of Girl Leads
Investigators Over Scene
of Crime

CORONER'S JURY AT BRASCH INQUEST:

D. Z. Buck.
Charles Coffield.
E. Desplipis.
P. A. Bogart.
W. J. Stevens.
C. Hartmansheen.
William F. Cody.

SAN FRANCISCO, July 9.—In the second floor of the Wells Fargo building, four stories below the scene of the murder of Caroline Brasch, Coroner T. B. W. Leland began his inquest at 9:30 this morning. The members of the jury, officials, and police had been transported from the morgue in Polk street to the Wells Fargo building, where they were met by Detectives Driscoll and McQuade with James Edward Cunningham hand-cuffed between them.

The company entered the building from the east side and proceeded up the winding stairs to the second floor, where the jurors and Detective McQuade were sworn, and Cunningham instructed as to his rights and privileges. McQuade then began to detail the sensational circumstances of the tragic shooting of Miss Brasch, illustrating the actions of Cunningham and his victim, and was assisted in many points by the murderer, who interrupted him when he inadvertently misstated facts confessed by him.

The jurors were escorted up the stairs and long the east corridor to the office of Guy Brothers, where Detective McQuade took the position occupied by Miss Brasch, and Cunningham, handcuffed to Driscoll, put in a word and aided him in his recital of the details of the tragedy.

Cunningham gave more of the impression of an insane man this morning than during any other time since his arrest, and several times contradicted himself.

Coroner Leland plainly indicated to the jury that they were investigating not only the death of Miss Brasch, but also the existence of some public evil which was claimed had been brought to light through the tragedy.

The party returned to the morgue at 11 o'clock.

The first witness was Sergeant George W. Russell, who had drawn a plan of the rooms and of the directions taken by the murderer in his flight.

Harry Gray, of the firm of Gray Brothers, was questioned on the stand for almost an hour and a half and detained for a portion of the time in getting off adopted by the firm.

On being questioned by Senator Wolf, the last witness of the present month, that system had been abandoned. He went into the details of the company's business and seemed anxious to answer every inquiry made to him.

MRS. BUTTERS' WILL TO BE CONTESTED

Henry A. Butters Gives \$100,000 in Presents to His Stenographer

(Continued From Page 1.)

that Mrs. Butters believed that she was a millionaire, when in truth she did not have any such sum of money. Nearly all the heirs are dissatisfied with the last testament of Mrs. Butters and they now want the will set aside so that they can secure all their share of the estate at once. It is further stated that Mrs. Georgiana Cook desired to marry a divorced man, which she cannot do under the provisions of the will and secure her allowance.

Whether the charitable societies will put up a battle to sustain the provisions of the will remains to be seen. They are beneficiaries under the document, and of course will be interested in what disposition is made of the property of the deceased. The provisions of the will which are to be contested are as follows:

Provisions in Will

First—The sum of \$1,000 to the Sisters of the Holy Names at the Convent of the Sacred Heart at Lake Merritt; the additional sum of \$1,000 to the community of the Sisters of the Holy Names, of which my daughter, Sister Mary Benedicta, was a member; the sum of \$500 to the Convent of the Sacred Heart at Lake Merritt.

Second—To Henry A. Butters, Jr., the antique furniture and brasses, etc., at Alta Vista. To Henry A. Butters, my husband, the home at Alta Vista for life. At his death it is to go to Henry A. Butters, Jr.

Third—To Henry A. Butters one-third of the net income from my property during his life; to Georgiana H. Cook \$150 a month as long as she remains unmarried, and in the event of her remarriage, then the sum shall be paid to her daughter, Lucie B. Cook; to William B. Edwards, a son, \$50 a month; to Mrs. Lucie Bray \$50 a month during her husband's life time, and upon his death the sum of \$100 per month; to her son, David S. Edwards, \$100 per month; to Marie and Marguerite Butters \$100 per month; to her son, Joseph P. Edwards, \$50 per month; to her sister, Mrs. Georgiana Schell, \$50 per month; to her friend, Ada English, \$25 per month; to the Mother Superior of Providence Hospital for the care of some poor person, \$50 per month; to Fabiola Hospital for the poor \$25 per month; to Father McSweeney and his successors for the poor of his parish \$50 per month; to Henry A. Butters, Jr., the residue of the net income.

Wanted a Long Trust

It was Mrs. Butters' intention that the trust in the will should run for many years, as is shown by this provision:

"The foregoing trust shall in any event cease and determine immediately upon the death of the last survivor of such of the following persons who may be alive at my death, viz: Georgiana Cook, William B. Edwards, Mrs. Lucile Bray, such child or children of Mrs. Lucile Bray as may be alive upon my death; David Edwards, his child, Elizabeth Edwards; Marie Butters, Marguerite Butters, such child or children of Marie or Marguerite Butters as may be alive on my death; Joseph P. Edwards, such child or children of Joseph P. Edwards as may be alive upon my death; Georgiana Schell, Georgiana Ginnmorais, Beatrice Schell, Ada English and Emma Carey.

Did Not Change Will

"It is my express intention, and I hereby direct that effects shall be given to said trust provisions to the fullest extent possible, and the same shall not be deemed or treated as a single scheme so that if any part thereof shall be declared void the whole trust would be pronounced invalid, and if any of the foregoing bequests or interests, charitable or otherwise should fail or be declared invalid I will and direct that such bequests, and interests shall pass to the trustees named in paragraph 4 of this will.

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Big Reductions in Men's Fine Suits

We have placed on Special Sale about 200 Men's and Young Men's Suits from our regular \$22.50 and \$25.00 lines at

\$17.50

The patterns and colors are the season's newest and fortunate will be the men who make their selections before the lot is closed out. At \$17.50 they're bound to sell fast.



Special Sale of Shoes

All our odd and broken lines of high cut Shoes and Oxfords, selling regularly for \$3.50, \$4.00 and \$5.00, now specially reduced to

\$2.50 pair

Special Sale of Hats

For a few days we offer unrestricted choice of our entire stock of \$2.50 colored soft Hats at

\$1.95

Specials in Men's Furnishings

Fancy Silk mixed Negligee Shirts, in blue, gray and tan effects; regular prices \$2.50 and \$3.00; specially reduced to.....\$1.35
Men's Silk Lustre Underwear, summer weight, pink with white stripes. Our regular \$1.50 grade, now reduced to, garment.....85c
Men's 35c Lisle Socks reduced to, pair.....25c
Colors are garnet, green, slate, tan and blue.....

M. J. KELLER CO.

Washington Street

and to their successor or successors for the uses and purposes therein provided upon the death of the last survivor of such of the following persons who may be alive at my death, viz: Georgiana Cook, William B. Edwards, Mrs. Lucile Bray, such child or children of Mrs. Lucile Bray as may be alive upon my death; David Edwards, his child, Elizabeth Edwards; Marie Butters, Marguerite Butters, such child or children of Marie or Marguerite Butters as may be alive on my death; Joseph P. Edwards, such child or children of Joseph P. Edwards as may be alive upon my death; Georgiana Schell, Georgiana Ginnmorais, Beatrice Schell, Ada English and Emma Carey.

DESERTER ARRESTED.

George A. Weber, a deserter from the United States training ship Independence, was arrested this morning by Detectives Drew on a charge of petty larceny preferred by Mrs. J. C. Martin of

CREDIT

Why should you pay a large sum of money down when you can purchase by paying

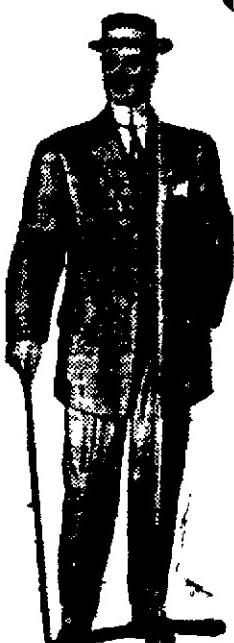
**One-Quarter Down
\$1.00 Per Week**

**Splendid Suits of
worsteds, cheviots and
cassimeres; in grays,
modes, tans, greens
and splendid colors,
striking and stylish, in
all sizes.**

**High grade well made,
splendid fitting suit
from**

\$20 to \$40

**Eastern Outfitting Co.
13th and Clay**



If you have never before tried
Hunyadi János
Best Natural
Laxative Water
FOR CONSTIPATION
Try it now
And judge for yourself

DROWNED IN RIVER.
SACRAMENTO, July 9.—George McNeil, 17 years old, a resident of San Francisco, was drowned in the Sacramento river here today while swimming. He missed a rope used in getting back to a barge, from which he dove, and being a poor swimmer sank. He had arrived in the city with two other companions only today. His folks reside at Cherry and Jersey streets, San Francisco.

The Union Savings Bank
OF OAKLAND, CAL.
Northeast Corner Broadway and Thirteenth St.
SAVINGS AND COMMERCIAL CAPITAL AND SURPLUS \$637,500.00 DEPOSITS 4,983,023.60
OFFICERS:
Wm. G. Henshaw, President; Victor H. Metcalf, Vice-President; Chas. T. Rudolph, Vice-President; A. E. H. Cramer, Assistant Cashier; L. E. Boardman, Assistant Cashier; C. F. Gorman, Assistant Cashier.
Rate Paid on All Savings Deposits 4 Per Cent
A General Banking Business Transacted.

CITY ADMINISTRATION IS IN FAVOR OF THE MUNICIPAL OWNERSHIP OF WATER PLANT

EX-CITY ATTORNEY TELLS OF DECISION

Attorney James A. Johnson, who was city attorney of Oakland at the time the city was sued in the matter of water rates by the Contra Costa Water Company, is of the opinion that the recent decision of the Supreme Court in the suit sustains every material contention of the city. In response to questions by a TRIBUNE reporter, Mr. Johnson said:

"I have read the decision of the Supreme Court in this case as published in THE TRIBUNE and it appears to me to sustain the contention of the defendant, the City of Oakland, in every material particular."

The action was commenced in the Superior Court of Alameda County in the early summer, 1900, under the following circumstances: The City Council then in office was endeavoring by ordinance after what was considered by the Council a fair and reasonable investigation of the valuation of the water company's property and investments, to fix the rates to be paid by private consumers and by the city for water used during the year 1900-1901. The rates agreed upon by the City Council were not satisfactory to the water company. The suit was brought to prevent the enforcement of the rates fixed by the City Council upon a valuation of about three million five hundred thousand dollars, and to enjoin the collection of rates which would yield the company a net return of seven per cent upon a valuation of seven million dollars. The judge of the Superior Court, in whose department the suit was pending, considered himself disqualified because he was a rate-payer, and Judge Hart of Sacramento was called in to try the case.

Judge Hart presided during the trial of the case which lasted several months, sustained the contention of the water company in the introduction of a vast volume of evidence upon the question of valuation, upon substantially every point presented, and rendered judgment ordering the company to collect an amount for the year 1900-1901 which would be equal to 7 per cent upon seven million four hundred and ninety thousand dollars.

The Supreme Court has reversed the ruling of Judge Hart upon the advisability of much of the testimony upon the branch of the case and has held that, in this respect, he committed numerous errors and has also held the water rate ordinance of 1900 as reasonable and valid—fair to the water company and just to the rate-payers.

Over Objections

Judge Hart admitted testimony over the objection of the city tending to show that the company had sustained losses in starting the business amounting to half a million dollars. This ruling, the Supreme Court held to be error, upon the ground that this loss might have been the result of inexperience, bad management, extravagance upon the part of the officers of the company for which the rate-payers were not responsible and which should not be made up to the company from the pocket of the consumers, and that it was not an item to be considered in fixing the value of the property or investment of the company.

The rulings of Judge Hart upon the admissibility of testimony relating to the value of the lake at San Leandro given by experts testifying for the company, have been reversed by the Supreme Court upon the ground that the rulings permitted a method of proof which was unsound and arbitrary.

His rulings upon the question of depreciation of mules and other equipment, amount of use for twenty years, involving about one million dollars, as claimed by the city, is held to be reversible error.

It is also held that the contention of the water company that the action of the City Council in passing the ordinance fixing water rates for the year commencing July 1, 1900, and ending June 30, 1901 was arbitrary, in violation of the rights of the company and not carefully considered by the members of the City Council is not supported by the evidence given at the trial in the lower court, but upon the contrary, the findings made by Judge Hart support the conclusion that there was a full and sufficient opportunity given by the City Council at the time the ordinance fixing rates was under consideration.

This decision further holds that all of the testimony, as to value, was exceedingly unsatisfactory and, to add to the usual difficulty in ascertaining the real value in such a case is the fact that most of the books and records of the Contra Costa Water Company showing the details of the cost of construction and operating expenses had been destroyed by the plaintiff in the year 1899. And so on throughout the entire trial, the contention of the city upon all material and important questions involved has been sustained by this decision.

As it Now Stands

The case as it now stands, is before the Superior Court of this county for a new trial, and the injunction preventing the enforcement of the ordinance fixing the lower rates for 1900-1901 is still operative. It is to be hoped that the case will either be settled at law or dismissed, or disposed of definitely in some way as soon as possible, so that the City of Oakland and all private rate payers, for the use of water for the year 1900-1901 may have the privilege and right to request payment and collect from the water company the difference between the amount provided in the ordinance of 1900 and the amount collected by the company for the year 1900-1901.

The succeeding council, after 1900 fixed rates which were satisfactory to the water company, and as to those rates what is legally due, I believe there are three injunction suits now pending in the United States Circuit Court restraining the enforcement of ordinances fixing water rates unsatisfactory to the Contra Costa Water Company, and while this decision, the ordinance applies only to rates for 1900-1901, it indirectly affects an important and material matter favorable to the city, these pending suits. Upon the favorable termination to the city of this litigation in the United States Circuit Court, it would appear that a large amount of money for excess charges will be due from the company to the city and to private consumers. It should be remembered that the suits are between the Contra Costa Water Company and the city, and that the People's Water Company, which has wisely adopted a policy of friendly attitude toward its customers and the public generally, is not party to this litigation.

STATEMENT IS MADE BY FRANK A. LEACH, SR.

(Continued From Page 1.)

sites not only for the company, but for the people of Oakland, and it is expected that the work will begin on this undertaking just as soon as the papers can be executed and the machinery got upon the ground.

"The next undertaking will be the laying of another 36-inch main through the city to give an adequate supply of water to the rapidly growing section of the north and between Oakland and Berkeley."

"Then following this will be the construction of a new reservoir in the lands of the company about four miles north of Lake Chabot. This reservoir will be much larger than the big one at San Leandro, holding about three times as much water, or about sixteen billion gallons, as against six billion in Lake Chabot."

To Give Ample Supply

"The building of this large reservoir would give Oakland an ample supply of water for many years to come. It is a well known fact that two years ago the city of Oakland suffered greatly for want of pressure at certain times of the day and year, and in order to eliminate this the People's Water Company built, at a large expense, what is now known as the 24th Avenue power station and we are glad to say that the building of this station has given Oakland a much increased supply and pressure. This is only one of the many things that have been done since the organization of the People's Water Company and as said before, it is the intention of the present board to improve the plant in every way so that in the future Oakland can boast of a water supply not excelled anywhere."

"As to the city purchasing the water plant or such part of it as might be required for city purposes, the company is not unfriendly to the proposition, but it is a question that has not proceeded far enough yet to afford any details for discussion at this time."

MAYOR MOTT DESIRES CITY TO OWN PLANT

Mayor Frank K. Mott expressed his opinion that one of the important results of the decision of the Supreme Court in overruling the Hart water rate decision is that private capital will in the future be more timorous in venturing into water schemes and that municipalities will have to take up the problem of securing water. The decision of the Supreme Court, says the mayor, "is of more local importance. It has a state-wide significance. The decision is a direct step toward municipal ownership. In the first place, it establishes the principle that the water companies must be conducted on as small a margin of profit as is possible. This will deter capital from seeking investment in this direction, and will compel municipalities to secure their own water supply. It means that treasured finance will not hereafter play any important part in the water question."

The decision establishes the right of a legislative body to establish rates. This has been a rooted question. Of course, the rates established must be reasonable and not confiscatory. Every city in the state is interested vitally in this part of the decision. The rates hereafter fixed by the legislative branch of the city government will be the real rates and an appeal to the courts will not avail anything.

Another Question

Another question which is permanently settled is that the claim of the water companies for a revenue on what is known as "going value" is fictitious. Not only has the local water company, but other companies throughout the state claimed a "going value" and also a good will value. This contention cannot hereafter be urged.

I have been confident all the time that the Supreme Court would reverse the Hart decision. The last conversation I had with John McElroy, the late city attorney, was on this very question. He spent much time in conjunction with Attorney Carl Abbott in perfection of the appeal and his prediction that the Hart decision would be reversed is now verified.

The city of Oakland is now in better shape to deal with the water question, and I can assure the public that the administration will keep in close touch with the matter looking toward the ultimate solution of a problem that has confronted us for ten years.

Water is as much a necessity as air and should be publicly controlled. It is a necessity in many ways. It is used not only for drinking purposes, but for street sprinkling, flushing sewers, sprinkling lawns and a half dozen other purposes intimately connected with the daily life of the people. The water of the community should be publicly served, so that there would be an abundance of it. Even if it cost a little more, municipal ownership is the only solution."

FAVORS ACQUISITION OF PLANT BY CITY

Councilman J. R. MacGregor said: "Now that we are entitled to begin all over again our controversy with the water company in regard to rates, etc., it would seem to me advisable to start on a new 'tack' and begin proceedings looking toward the acquisition of the plant of the present company by the city of Oakland. I have no doubt that bonds for the purchase of the same would be voted for by the electors of this city with a great deal of satisfaction and that they would be carried by a large majority."

WANTS OAKLAND TO OWN ITS WATER PLANT

(Continued From Page 1.)

Councilman R. C. Vose said: "I am greatly pleased at the recent decision of the Supreme Court in the water company suit. This is another big step in the march of progress of our splendid city. We have been unmercifully hampered in the past in our endeavors to get what was due us as a city, but a new era has opened for Oakland, and things have been coming our way fast the past two years."

"The next undertaking will be the laying of another 36-inch main through the city to give an adequate supply of water to the rapidly growing section of the north and between Oakland and Berkeley."

PURCHASE PLANT IF THE PRICE IS RIGHT

L. N. Cobblewick said: "Am pleased at the decision of the Supreme Court, although I fully expected it would be decided in favor of the city of Oakland. I believe that the city should own its own water plant and am in favor of submitting to the people the proposition of purchasing the People's Water works providing the price is right."

BRONNER IN FAVOR OF CITY OWNED PLANT

this city with a great deal of satisfaction like it will eventually revert to municipal ownership of the water supply. I am a strong believer that all municipalities should have all water supplies under their control, in fact should be the sole owners."

Men don't understand women because they can't; women don't understand men because they don't have to.

What prevents some men from acting upon the advice of the professor is that it takes two to flirt.

Try a pair of our \$1.50 reading and sewing glasses. Fitted to your eyes. Citron's, 964 Washington street.

JAPANESE SEEKS UNIQUE ROSE TREE

Botanist Agrees to Produce Plant Bearing 100 Different Varieties of Blossoms

BERKELEY, July 9.—George Shima, the Japanese potato trust magnate and wealthy man, wants a single rose bush with 100 different blossoms, and he is willing to pay some expert botanist for its production. Hugo Lillenthal has undertaken to produce the desired flowers, that he will have a rose bush with 100 flowers in red, yellow and snowy white.

Shima recently built a magnificent home in College avenue. He commanded the event by writing a check for \$100 for the University of California, to furnish a student's room in the university sanatorium.

Then he began the planting of a garden. Lillenthal was employed. Now Shima's garden is rapidly becoming linked on the west. Berkeley, though the College Town always has been the home of magnificent flowers.

But the wealthy Japanese was not satisfied. He wanted something different from his fellows. So he conceived the idea of a rosebush bearing 100 varieties. He communicated his plan to Lillenthal.

"It can be done," said Lillenthal. "Go ahead and produce it, then," said Shima.

BRIDE AND GROOM DROWN TOGETHER

Boat Overturns and Latter Loses Life Trying to Save Other

SAN DIEGO, July 9.—After incessant dredging of the bay in the vicinity of last night's accident, which claimed the lives of William Bates and his young bride, the bodies of both wife and husband were found today, the former floating among the piling, at 2 o'clock this morning, and the latter at 10 o'clock.

Young Bates and his two male companions were returning from a wild night trip on the bay in a 16-foot rowboat. Bates being at the oars. As they neared the shore, they struck a pile and overturned, all being precipitated into the water. The screams of the woman brought two men in a power boat to the rescue, who succeeded in picking up Charles, demanding assistance. G. C. Gray, who had been with the Bates. No trace, however, of the latter was found, until the dead bodies were recovered.

It is believed that young Bates was drowned while attempting to save his wife, as he was an excellent swimmer. He was the son of W. S. Bates, editor of the San Diego Union, and was employed in the city engineer's office.

S.N.WOOD & CO.

The Largest Retailers of Apparel in the West



The greatest reductions ever made on good clothing go on sale Saturday.

**\$12.50 to \$17.50
Men's Suits
\$7.45**

Odd lines and broken sizes—many styles—and all sizes in one style or another.

**\$20 to \$35
Men's Suits
\$12.35**

Beyond all question—the most drastic price reductions ever made—Sale starts tomorrow morning—don't miss it

**\$10 to \$15
Outing Suits \$6.25**

Outing suits that sold up to and including \$15 for \$6.25—The early comer of course receives the first pick.

**\$4 Outing Trousers
\$2.45**

Regular \$4 pants in pretty, light and medium colors reduced to \$2.45.

**Straw Hats
½ Price**

\$1 Men's Hats .50c
\$1.50 Straw Hats 75c
\$2 Straw Hats \$1.00
\$3 Straw Hats \$1.50

Oakland at Washington and Eleventh

San Francisco---Market at Fourth

SINGLE SUIT SALE SPECIAL VALUES

SUITS TO ORDER

\$17.75, \$19.75, \$21.75

A large variety to select from.

Every one this season's newest patterns.

Perfect fit---careful tailoring.

**CHAS. LYONS, LONDON TAILOR
958 BROADWAY
OAKLAND**

771 Market St. SAN FRANCISCO STORES 1432 Fillmore St.
24 Wood St., London, England

For relaxation when it is all over Revenue Raifer Aldrich is going to see a revenue cutter. He has not been at sea thus far in the game. It is those who believe in tariff revision downward who have been sailing afar.

Tariff Bill Passes the Senate, Goes To House, and Conferees Named

ALDRICH HOLDS SESSION WITH PRESIDENT

First Meeting of Conferees on Measure Will Be Held This Evening

TOWNSEND LECLARS HOUSE WAS INSULTED

Bill as Adopted by the Senate Has Been Completely Riddled

WASHINGTON, July 9.—Bearing the scars of eight hundred and forty-seven amendments placed there by the Senate, the Payne tariff bill today found its way back to the House, exactly three months to a day from the time it was put through by that body. Its reception was hailed with mingled feelings of joy and disappointment by the members on both sides, who, in response to summons from their respective leaders, turned out in great force.

Chairman Payne of the Ways and Means Committee was prepared to again take charge of the momentous piece of legislation.

Brought to House

It was precisely 12:02 o'clock when Clerk Crockett, of the Senate, appeared in front of the Speaker's rostrum and announced that the Senate had passed the tariff bill. He had the bulky document with him and turned it over to one of the House officials.

Two minutes later, on motion of Payne, the House took a recess until 1 o'clock in order to permit the conferees to rules to meet with a view to deciding upon a course of procedure in reference to the tariff bill, to be recommended to the House.

Conference Committee

The House at 1:08 agreed to the conference on the tariff bill asked by the Senate, 178 to 131.

Speaker Cannon appointed the following members of the House committee on ways and means to be the House conferees:

Pearce, New York; Dallzell, Pennsylvania; McCall, Massachusetts; Bostick, Illinois; Calderhead, Kansas; Forney; Mouldman; Clark, Missouri; Underwood, Alabama; and Griggs, of Georgia.

Insult, Says Townsend

Representative Townsend of Michigan declared that in the Senate debate on the tariff bill the House had been openly insulted.

Vote in Senate

WASHINGTON, July 9.—The tariff bill passed the senate 810 to 11 after 11 o'clock last night by a vote of 45 to 34. Results in each state were: Bay State, Ind.; Belknap, Kans.; Brown,

ALDRICH BILL ANALYZED PAYNE MEASURE RIDDLED

THE Aldrich Senate bill offers a corporation tax of 2 per cent on the net dividends of corporations having profits of more than \$5000 for the graduated income tax carried in the Payne bill.

It rearranges the maximum and minimum features of the bill under which low tariffs can be given nations favoring the trade of this country.

Aldrich proposes a customers' court of appeals for review of contested customs cases, whose decisions shall be final.

Aldrich submits a redraft of the internal revenue tobacco tax laws increasing the duties on snuff, tobacco and cigars from 20 to 50 per cent.

The Payne drawback provision allowed on manufactured articles from imported materials is rejected. Aldrich submits the Dingley plan, but leaves it to conference for modification.

A duty of 150 per cent is placed on hides. They were free under the Payne bill.

Other features of the bill are:

AUTOMOBILES AND PARTS—Increased from 45 to 50 per cent ad valorem.

LUMBER—Advanced from \$1 per thousand feet to \$1.50; clapboards from \$1 to \$1.50; laths from 20 to 25 cents per thousand and shingles from 30 to 30 cents per thousand.

SUGAR—Schedule was not changed, but saccharine advanced from 50 to 75 cents per pound.

FRUIT PRODUCTS—Advanced: Barley, from 24 to 30 cents per bushel; barley malt, 40 to 45 cents; brown corn taken from the free list and made dutiable at \$5 a ton; oats, from 15 to 20 cents per bushel; rye, from 10 to 20 cents per bushel; wheat from 25 to 30 cents per bushel; potatoes, from 25 to 45 cents per bushel; hops, 12 to 20 cents per pound; cabbage, 2 to 8 cents each; sugar beets are reduced from 25 to 10 per cent ad valorem.

LEMONS—Advanced from 1 1/4 to 1 1/2 cents per pound.

FRESH BEEF—Advanced from 1/2 to 2 cents per pound.

CHAMPAGNES AND LIQUORS—Advanced: Champagne, per dozen quarts, \$8 to \$8.50; brandy, \$2.50 to \$3.00 per gallon; bay rum, \$1.50 to \$1.75 per gallon; still wines, 40 to 45 cents per gallon; ale, porter, stout, beer and malt extracts in bottles, 40 to 45 cents per gallon; cherry and fruit juices, 60 to 70 cents per gallon.

WOMEN'S AND CHILDREN'S GLOVES—Reduced from the Payne \$4 per dozen and 35 cents ad valorem rate to \$2.75, \$2.25 and \$1.75 per dozen by grades.

PRODUCTS OF PETROLEUM—Taken from the free list; products used for medical purposes are sent to their proper schedule and made dutiable.

CUTTING DIAMONDS—Reduced from 10 per cent ad valorem to 5 per cent ad valorem, and cut diamonds are increased from 10 per cent to 15 per cent ad valorem.

The Aldrich bill carries a general reduction in the iron and steel schedules from the Payne bill.

The chemical schedule was unchanged.

CLAIM HIGH TAX HURTS BUSINESS

Business Men in Chamber of Commerce Meeting Protest Against Present Rate

ALAMEDA, July 9.—Declaring the high taxes imposed on business firms in this city were driving business away from Alameda and declaring that both the Hercules Gas Engine Works and the Alameda Brick Company were going to move their plants, C. A. Borle entered a vigorous protest in the Chamber of Commerce last night against the policy of "killing the goose that lays the golden egg."

Borle stated that when these two firms came here they were promised a low tax rate, but that they were made to pay almost prohibitive city taxes as well as a business tax after they had been located here but a year, and that he had been informed that other than pay enormous taxes both firms were moving their plants to San Francisco.

Borle and F. Browne were appointed a committee to investigate the question of high taxes on the two firms in question and to report back at the next meeting.

Secretary Ralph Russell brought up the license tax, which he declared to be excessive and beyond all reasonable limits, declaring it was greatly in excess of that of Oakland or any other city and was driving business away from the city.

H. S. Brannan declared the present wagon license, which he characterized as a relic of barbarism, was a pure foolishness and should be repealed.

He said that this city was the only one in the county that had such a tax on local business. He thought that charging merchants a license to do business was another hardship that should be abolished.

The committee was also asked to take the tax matter up with merchants.

Harry Brownlee registered a strenuous kick against the manner in which the streets were lighted, declaring that on several occasions when the calendar explained that the moon was supposed to be brightly shining, the lights in the residence section had not lit up, though heavy clouds obscured the moon and made the streets dark and gloomy. He declared he thought that the electric light company could be compensated with and asked to use some discretion in lighting the streets.

Several other directors talked the matter over and all were of Mr. Brownlee's opinion that the electric lights were supposed to light the streets regardless of whether the moon was shining above the clouds or not and that the matter should be remedied as soon as possible.

Secretary Russell said it was a practical economy on the part of the electric light commission to extinguish certain lights in order to save expense on certain nights.

Thomas J. Wallace, sixteen years old, always was voted the best milk man around those parts, he did the job.

He was paid with profit, he said, and got the contract to do the work undertaken.

Then he struck for higher pay.

Mrs. F. Jaffray discharged Wallace forthwith, and then telephoned to Washington for Scott, official milkman of the Red Cross household there. He arrived last night.

Philippine Bill Passes

WASHINGTON, July 9.—The senate today passed the Philippine tariff bill.

President is Gratified

NEW YORK, July 9.—President Taft, on his return from the Cuban trip, arrived in Jersey City at 10 o'clock this morning and left twenty minutes later for Washington.

PHILADELPHIA, July 9.—President Taft, on his way back to Washington, spent an hour reading the newspaper accounts of the "hot" tariff fight in the Senate. The President expressed himself as deeply gratified that the bill had gotten through the Senate.

TAFT'S MILK BOY GOES ON STRIKE

Housekeeper Promptly "Fires" Youth Who Struck For Higher Wages

BEVERLY, Mass., July 9.—There was a strike in the Taft house yesterday. It ended in a lockout and the importation of a strikebreaker from Washington. Mrs. Jaffray, the housekeeper, settled it with a show of determination.

She sent off to Rosebud, brought down from Berry, N. Y., to supply the President's family with milk, was to blame for the trouble. Rosebud has a habit of supplying enough milk for a whole dairy community for milkers to have a good job on his hands.

Thomas J. Wallace, sixteen years old, always was voted the best milk man around those parts, he did the job.

He was paid with profit, he said, and got the contract to do the work undertaken.

Then he struck for higher pay.

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WOULDN'T IT MAKE YOU MAD IF 'LADY' KEPT YOUR WATCH?

ALAMEDA, July 9.—If you dropped your gold watch upon the sands of the seashore, unbroken and unscathed, would you find it missing? You'd look around and say a "lady" stole it up; if said person refused to deliver the watch without payment of a reward, wouldn't make you feel glad that you were not a "lady"?

Such is the case of Mrs. W. C. Whinans, 721 Webster street, who, while strolling along the beach, dropped her watch. She turned to say a "lady," as the police report records, pick up her watch. When Mrs. Whinans claimed her watch the "lady" demanded \$5. In payment of the reward, for finding the watch, the "lady" came down to \$2. The watch was not returned and the police are looking for the "lady" who, Mrs. Whinans says, lives at Alameda Point.

Get What You Ask For.

When you see an article well advertised in the newspapers, you may be sure it's a good article, but advertising only pays so much. The people who make a specialty of one advertised article like Caramels, Candy, Cathartics, for example, stake their all on that one article, and when you get what they say it will. They must "make good," as the saying is. Readers of this paper are urged to be sure that they get what they pay for.

Don't accept substitutes! Insist on getting the genuine.

SUMMER CLEARANCE SALE

Reductions in Every Department

Cloak Department Specials.

Silk Princess Dresses in tafta and messeline, \$25.00, \$30.00 and \$35.00 values; regardless of price, all go **\$9.95**

Lawn Princess Dresses, beautifully lace trimmed; regular \$5.50 values. Special at \$3.50 Colors are white, pink and blue.

Children's Wash Dresses at Closing-Out Prices

Our \$1.00 Dresses—now 50¢ Our \$2.00 Dresses—now \$1.25 Our \$2.50 Dresses—now \$1.75 Our \$4.00 Dresses—now \$2.50

Reductions in Waists

Broken lines and odds and ends of lace, net and silk waists; \$5.00 to \$7.50 values, at \$2.50

The balance of our Summer stock of Woolen and Wash Tailor-made Suits

AT HALF PRICE

G. MOSBACHER

S. W. Cor. 13th and Washington.

13th Street
Washington

Abrahamson Bros.

13th Street
Washington

Our Semi-Annual Clearance Sale

Has proven to be one of the most successful that we have ever conducted. Not only on account of the large volume of business done, but also from the satisfaction expressed by the thousands of pleased shoppers who visited our store.

NEW BARGAINS are placed on sale every day. The assortment and values are as good as they were the first day of the sale.

A FEW OF OUR SPECIALS FOR SATURDAY

English Repp Tailored

Coat Suits

\$3.95

\$3.95

Mannish 38-inch Coat length with pearl buttons, wide strapped seams, very latest skirt effect smart and jaunty, tan, white, blue, pink and green, English repp of excellent quality.

\$10 Value at \$6.95

Belts

98c The newest styles of elastic Belts, in all shades and combinations, mounted with jeweled and engraved buckles, values to \$2.00, at 98c.

98c \$2.45

\$2.45

\$1.95

Neckwear

25c Jabots, Dutch Collars, lace Stocks, Rabots, Ascots, and all the newest designs of Neckwear, values to 75c—Special at 25c.

25c 95c

95c 25c

25c

Petticoats

Heatherbloom Petticoats, made with deep embroidered flounce, eight rows of pintucks and wide strap, worth \$3.50—Special \$2.45.

\$2.45

11c

Towels

23x40 inch Hemstitched Huck Towels, good heavy absorbent quality; our regular 15c Towel—Special at 11c.

11c

Hosiery

Ladies' medium weight hose: black Hose, with high spliced heel and toe. Looks and wears like a 50c hose—Special at 25c pair.

25c

ARREST DOCTOR ON GIRL'S CHARGE

YACHT IOLA NOW FAR DOWN COAST

Physician Accused of Battery and Released on \$500 Bail

Alameda Party Getting Their Sea Legs En Route to Santa Barbara

ALAMEDA, July 9.—The good ship Iola is now well on its way down the coast to Santa Barbara. The yacht left Santa Cruz Tuesday night and was in a shipshape order, although it is said that some of the tenderfoots on board had not yet gotten their sea legs.

Those on board the yacht are Captain L. S. Ward, M. H. Lambert, M. M. Marion, F. K. Browning, E. Schroeder, C. R. Ramsey, H. Postel

A Piano!

It isn't a question of Yes or No, but Where?

If you haven't a piano, you are going to get one. Everyone knows that the home without a piano isn't a home at all.

There won't be much question as to where when you read our remarkable \$2 for \$1 offer.

Remarkable, did we say? It's unprecedented; a most unusual chance to get the piano you've so long promised yourself, at the same time effecting a great big saving, for \$1 now does the work of \$2.

\$2.00 To begin with, prices of all instruments on our floors have been marked down to figures that must sell a large number of them quickly. In addition to this, for every dollar you pay within the next week as part payment on any new piano in our stock, we will give you a receipt for twice the amount up to \$50.

Now, with such an unusual offer before you, made by a firm of the high standing of the Eilers Music Company, can there be any question as to where you should buy your piano?

Scores and scores of shrewd piano buyers have asked themselves the same question during the last few days and have "unhesitatingly" come here to select their piano.

Not only that, but they have told their friends, who were just as quick to seize the opportunity here presented.

It's a big sacrifice on our part, but we are determined

to make July a record-breaking selling month, in spite of the fact that it is considered the "dull" period of the year.

Let us stop just a moment and figure it out. Suppose you pay us \$50; we give you a receipt for \$100—a clean saving of \$50.

Fifty Dollars! You will go a long, long way before you make another \$50 as easily. Why, that \$50 which you save will give you a few weeks in the country this summer and you have got your piano, too!

To begin with, prices of all instruments on our floors have been marked down to figures that must sell a large number of them quickly. In addition to this, for every dollar you pay within the next week as part payment on any new piano in our stock, we will give you a receipt for twice the amount up to \$50.

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It's a big sacrifice on our part, but we are determined

Oakland,
July 9, 1909

EILERS MUSIC COMPANY
557 12th St., Opp. Orpheum

INTEMPERATE WIFE WAS CAUSE OF STUTTERING

was never from her side when he could be there.

While on the witness stand Page stated in his speech and was asked the cause of his failure.

"It was brought on by the shock to my nervous system caused by my wife's conduct," he replied. "I am almost nervous week on account of her habitual drinking."

WESTON ON DOWN HILL WALK TO SACRAMENTO

EMIGRANT GONE CAL.—Edward Page, Weston, Cal., trans- ported his wife and daughter here at 12 o'clock today. Weston made a down grade all the way to Sacramento, expects to reach Sacramento Saturday and stay on the last thirty miles of his journey yesterday. Monday morning, as he has strictly adhered to his rule not to work on Sunday,

CHILD GOES TO PICNIC; FAILS TO RETURN

Father Suspects Young Man of Being Involved in Disappearance

CASE IS PUT IN HANDS OF THE DETECTIVES

Search is Begun for Pair Who Went to Outing Together

SAN FRANCISCO, July 9.—The police were this morning called to investigate what is believed to be the kidnapping of Ethel Kerriksen, 13 years old, of 503 Capp street, who left home several days ago to go to a picnic, and has not returned. There is a possibility that the girl eloped.

Her father, Stephen Kerriksen, declares that he allowed the girl to leave with a young man named William McShane, who resides in Folsom street, and that he has heard rumors of her being in the neighborhood since, although he has not seen her himself.

Pair Disappear

He was informed that the pair were observed on a street corner in the Mission district last night, but when he arrived on the scene they had disappeared. Officers from the Mission station were put in charge of the case this morning and several clues furnished by Kerriksen will be run down in an effort to locate the young girl.

Pair Disappear

In the event that the couple are found it is said that McShane will be immediately arrested on account of the extreme youth of Ethel Kerriksen, who is, however, large for her age and might be taken for sixteen or seventeen. The father is inclined to the theory that the girl herself was a party to the elopement, but as McShane is believed to be of age a charge of kidnapping may be made against him if the girl is found with him.

BURGLARS GET CASH FROM SLOT MACHINES

The saloon of E. P. Lavoy at the corner of Second and Washington streets, was broken into last night through a rear door and \$750 in cash stolen from a cash register. The burglar invaders used a bomb in effecting an entrance.

Another burglary is reported by Mrs. M. J. Westlake of 2270 Market street, a widow, during her absence, obtained a key and entered her home. The rooms were robbed of articles to the value of \$25.

George W. Lawrence of 579 Twelfth street reports that his apartments were broken into yesterday and \$30 worth of clothing stolen.

TAFT & PENNOYER

Drapery Department Specials for Saturday Selling

Lace Curtains at One Half Price

This sale is our Annual Clearance on Curtains. As a special inducement we have reduced a large number of our best selling patterns to exactly half price. All other values are subject to a reduction of TWENTY-FIVE PER CENT unless already reduced to that figure. This discount will continue throughout the month of July.

\$30.00 Point de Venice now.....\$15.00	\$15.00 Irish Point now.....\$7.50
\$27.50 Point de Venice now.....\$13.75	\$14.00 Brussels Lace now.....\$7.00
\$25.00 Point de Luzerne now.....\$12.50	\$12.50 Irish Point now.....\$6.25
\$25.00 Irish Point now.....\$12.50	\$11.00 Colonial now.....\$5.50
\$20.00 Brussels Lace now.....\$10.00	\$17.50 Filet Lace now.....\$8.75
\$17.50 Marie Antoinette now.....\$8.75	\$16.00 Filet Lace now.....\$8.00
	\$13.50 Filet Lace now.....\$6.75

Twenty-five per cent Discount on all English Perambulators, Go-carts and Collapsibles

This is done to make floor space for the incoming Holiday Stock of Toys, etc. When you consider that these goods are already lower than they can be bought at any first-class house, and then add the Twenty-five Per Cent Discount, the resulting prices are ridiculous low.

ENGLISH PERAMBULATOR—Thorough brace gear with side and end straps; swell panel, carved escutcheon plate:

Regular at \$52.50—SPECIAL at\$39.37 | Regular at \$50.00—SPECIAL at\$37.50

ENGLISH PERAMBULATOR—Wool body, oak stained leather hood:

Regular at \$32.50—SPECIAL at\$24.33 | Regular at \$27.50—SPECIAL at\$20.63

STURGIS COLLAPSIBLE—Nickel trimmed:

Regular at \$17.50—SPECIAL at\$13.13 | Regular at \$12.00—SPECIAL at\$9.00

Saturday in the Shoe Section

Ladies' patent kid Oxfords, colored tops, all sizes; regular at \$4.00 and \$5.00. SPECIAL at \$2.35. Tan suede Pumps; regular at \$4.00. SPECIAL at \$2.15.

White canvas Oxfords; regular at \$2.50. SPECIAL at \$1.35.

Patent kid and dull leather Pumps; regular at \$2.50. SPECIAL at \$1.35.

Broken lines in ladies' and children's Shoes on our bargain tables. SPECIAL at \$1.00 the pair.

All our Summer Shoes are reduced from 10 to 30 per cent, making them the best goods at the very lowest prices.

CLAY STREET—14th to 15th



Gloves Special - 79c
A single, large clasp Mocha of a fine quality; comes in gray and tan shades; regular \$1.00 quality—
SALE PRICE 79c

H.C. Capwell Co.
THE LACE HOUSE
12th AND WASHINGTON STS.
OAKLAND.

Parasol Reductions

Entire stock heavily reduced; no reserve; this is the time to procure one at a saving of not less than one-third.

Irresistible is the Attraction of Our July Opportunities

Bigger and Better Bargains Every Day

Bigger and better bargains each day—that's the natural program as our July Clearance Sale advances. Because what you want may not be advertised, don't conclude that it is not in our July program. Come and see the daily surprises that this store holds for you.

Sale Extraordinary of Novelty Neck Ruffs and Ruches at 1/2 Price

Here is the opportunity to choose a stylish piece of pompadour or other fancy neck-pieces and save just half the price on articles of the finest workmanship.

Fully a hundred of the best styles of high-grade neckwear, made of exquisite chiffon, and finest of dotted nets in all colors and widths and trimmed with silk and velvet ribbons.

July Sale Prices Are:

50c Neck Pieces—Now	25c
95c Neck Pieces—Now	48c
\$1.25 Neck Pieces—Now	65c

\$2.00 Neck Pieces—Now \$1.00

\$2.50 Neck Pieces—Now \$1.25

\$3.00 Neck Pieces—Now \$1.50

10% Discount on all Corsets

(Excepting one restricted line)

This discount does not apply on Corsets otherwise specially reduced.

The Corset Section is completely stocked with the newest models and the July reduction section should stimulate you to buy for months to come.

Special Sale of Embroideries One-Third Off

A magnificent display of fine Embroideries—flourcings, baby and dress sets, bands, etc.: Swiss, mainsook and batiste. Special prices 14c, 22c, 27c, 33c, 50c.

Each piece is a good value at its original price.

Entire Stock of Dress Trimmings and Fancy Trimming Laces 25% Off

This big July reduction does not apply to those special lots that have already been reduced one-fourth or more.

Such an opportunity to choose from a big stock of fancy Dress Trimming Novelties and save one-quarter rarely happens. It means more than this at this store, where original prices are always so reasonable.

Waists at Half Price

There are no better Linen, Net, Silk and Lawn Waists to be found anywhere.

The only reason for the big reduction is that they have short sleeves. Styles and workmanship are faultless.

Muslin Garments Reduced one-fourth to one-third

All kinds, grades and size of Muslin Garments are offered at this special sale. Each piece is as good as new, so far as wear goes, but handling or display has robbed them of some of their laundered freshness.

Ladies' Basket Sailor Hats Special \$1.00

The indispensable Outing Hat with big brim, high or low crown; best grade of sat-in-finished straw, white or burnt; trimmed with wide gros-grain ribbon.

There's a stylishness and quality to these hats which sold regularly for \$1.75.

MANIAC TURNED LOOSE ON STREET

Officers Arrest Man, Let Him Go, Then He Has to Be Taken Again

Mathias Karioti, the insane sailor arrested yesterday in the West Oakland yards of the Southern Pacific Company by three railway policemen, who found him in possession of a passenger couch and in a perfectly nude condition and had a desperate battle with him while taking him into custody, was returned to the Receiving Hospital this morning by the city police. He was so violent that police first tried to get him into a room in the insane division and strap him down to a cot.

When the Southern Pacific policemen presented Karioti at the Receiving Hospital Stewart Platt refused to receive the maniac unless the officers took out a warrant from the district attorney's office formally charging the sailor with insanity.

Turned Him Loose This is the railway policemen refused to do and left the hospital with Karioti, saying that they would take him to the city police and turn him over to the municipal authorities. Apparently they thought better of their threat while on the way there, because it devolved that instead of taking them to police headquarters they simply turned him loose on the streets and went about their own business.

The next thing heard of Karioti he was raising Cain with the special policeman on night duty at the Twelfth street dam. The watchman saw him wandering about, acting strangely and approached him to learn what the trouble was. The instant he was spoken to the insane man rushed violently upon the special policeman. A desperate struggle followed, in which Karioti was finally worsted. His adversary got him down on his back and held him there by sitting on his chest until he attracted the attention of a passer-by, who shouting and prevailed upon him to call the police.

Finally Locked Up Karioti was loaded into the patrol wagon and taken by Officer Murphy, in charge of the conveyance, back to the hospital. This time, however, there was no other alternative but to receive the maniac. As a consequence Warden of

TAKES POISON AFTER QUARREL

Swallows Disinfectant Following Argument With Husband on Street

During a quarrel with her husband arising over a disagreement over the way she should spend her evening, Mrs. Paul Kriske of 1324 Twenty-second avenue swallowed a small quantity of a light disinfectant, at the corner of Fourteenth Street and Broadway, last night, and was taken to the Receiving Hospital in an unconscious condition.

Today Mrs. Kriske, who recovered from the effects of the poison, stated that she regretted her hasty act.

"I am nervous and excited," she said this morning, "and I was hurt because my husband would not permit me to visit a girl friend of mine very fond.

We quarreled and in a fit of anger I swallowed poison I had just purchased from a drugstore as a disinfectant.

Kiske subsequently recovered, which conveyed his wife to the hospital last night, and stayed with her until she was pronounced out of danger. Afterward she returned to their home in East Oakland.

BUDGET PASSED

WASHINGTON, July 9.—T. Senate passed and the bill on the budget.

Senate passed and the bill on the Porto Rican budget.

Specials for a Few Days

1847 ROGERS BROS.

Berry Spoon, reg. \$2, now

FRIDAY
July 9, 1909.

THE TRIBUNE'S EDITORIAL PAGE

W. E. DARGIE
President

The Oakland Water Rate Decision

Passage of the Tariff Bill.

The decision of the Supreme Court in the Oakland water case is a sweeping victory for the city; indeed, it is more sweeping than counsel for the municipality expected. Its tendency is to make municipal ownership inevitable because private ownership will be unremunerative if not impossible under the rule of law laid down by the court of last resort. Beyond question private ownership has been dealt a staggering blow not only with respect to the fixing of rates but as regards valuation of plant and property rights.

The decision goes far in defining the power of municipal bodies to fix rates and determine value of plant and amount of compensation. In these particulars the Supreme Court affirms extreme contentions of the city's counsel, and shears off two or three large items generally included as elements of value. This is greatly in favor of the ratepayers, however disagreeable it may be to the holders of the shares and bonds of water companies. In previous decisions the Supreme Court has asserted that the franchise of a water company is a property right subject to taxation. The Angellotti decision plants itself squarely on the provision of the State Constitution granting to all alike the right to engage in the business of supplying water for public use. Thus the franchise tax levied on water corporations becomes merely a contribution to the municipal treasury made by the ratepayers in the form of an operating expense of the corporation supplying water.

The Court also rejects any allowance for going business as an element of value for rate fixing purposes. Interest losses and other incidental expense in creating a plant and establishing a water business are likewise eliminated as elements of value. As the Court declares the power of municipal bodies representing the ratepayers to determine other elements of value and amount of compensation practically unrestricted, it can readily be seen that the corporations engaged in water supply are reduced to a state of complete subjection to political authority.

It is to be regretted that the Court did not go further and say what constitutes value in a plant devoted to public water service. This has always been a bone of contention, but has been left undetermined in all the decisions rendered by the higher courts in water rate cases. At various times the courts have declared that actual investment, cost of plant, expense of duplication, and growth of the communities supplied are elements to be considered in valuation, but as to what constitutes the decisive factor of value remains undetermined. Nor have the courts yet stated unequivocally all the elements of value. Hence a knotty point remains unsettled. Until it is finally adjudicated a new crop of litigation must of necessity arise, unless the principal water plants of the State should speedily pass from private to public ownership. But when the value for purchase comes in question the decision of the Supreme Court in the Oakland case appears as a disturbing factor. Its effect is necessarily to depress the value of water plants and segregate them into a dependant class as property for sale to the public or private investment.

The Supreme Court denies the power of courts to determine values or fix the rate of compensation, yet it broadly intimates that \$3,500,000 would have been a fair valuation for the portion of the spurious Cleveland article published in the New York Times after the ex-President's death, and which cut a figure in the last presidential campaign, was acquited of the charge of grand larceny because the money he obtained from the Times for the article was not paid to him on his own representations, but because the Times' managers relied upon their own investigations as to its authenticity. Before buying it, the Times editors applied to Hastings, the executor of the Cleveland estate, to ascertain from him whether or not the signature was genuine. Hastings certified to its genuineness. After its publication and genuineness was challenged, Hastings revised his opinion. At Brandenburg's trial Mrs. Cleveland pronounced the letter a fraud and the signature a forgery. Experts denounced the signature as a forgery also and the text of the article entirely different from Cleveland's style of expression.

The most vital point of the decision, however, is the narrow limitation given for judicial interference with water rates fixed by municipal legislatures. In other words, the contention in regard to rates is thrust back from the courts into city councils, compelling water companies to battle in local politics or submit to any conditions that may be imposed upon them.

When Congress adjourns fifty members of the two branches will take a junket to Hawaii Territory. It is understood that the visit will be made in response to an invitation from the sugar planters who will doubtless foot all the bills. Of course the planters have a hidden purpose in view which will materialize later. The delegation will be the largest of its kind that has ever visited the islands. Perhaps, the planters will invite Congress over in a body, by and by. The mainland territory could well spare it for a few weeks or months and not miss it much.

St. Petersburg is again afflicted with a cholera epidemic. As cholera is a filth disease, and due chiefly to the drinking of polluted water, it is evident that the municipal authorities of the Russian capital have neglected its sanitation and the proper care and filtration of its water supply. The government is said to be censoring the reports published regarding the inroads of the present epidemic and suppressing the true facts, for the hospitals are crowded with cholera patients and many private buildings have been requisitioned for temporary hospital purposes.

How Brandenburg Was Acquitted.

It turns out that Brandenburg, the author of the spurious Cleveland article published in the New York Times after the ex-President's death, and which cut a figure in the last presidential campaign, was acquited of the charge of grand larceny because the money he obtained from the Times for the article was not paid to him on his own representations, but because the Times' managers relied upon their own investigations as to its authenticity. Before buying it, the Times editors applied to Hastings, the executor of the Cleveland estate, to ascertain from him whether or not the signature was genuine. Hastings certified to its genuineness. After its publication and genuineness was challenged, Hastings revised his opinion. At Brandenburg's trial Mrs. Cleveland pronounced the letter a fraud and the signature a forgery. Experts denounced the signature as a forgery also and the text of the article entirely different from Cleveland's style of expression.

In charging the jury Judge Fitzgerald declared that in order to convict it would be essential for them to be convinced that the Times editors had relied upon Brandenburg's representations of the article's genuineness in making the purchase, adding, however, "if you believe that they relied on their own investigations you must acquit the defendant because the money was not got by the color and aid of his representations."

The case hinged upon the following question asked the Times editor, and the answer given:

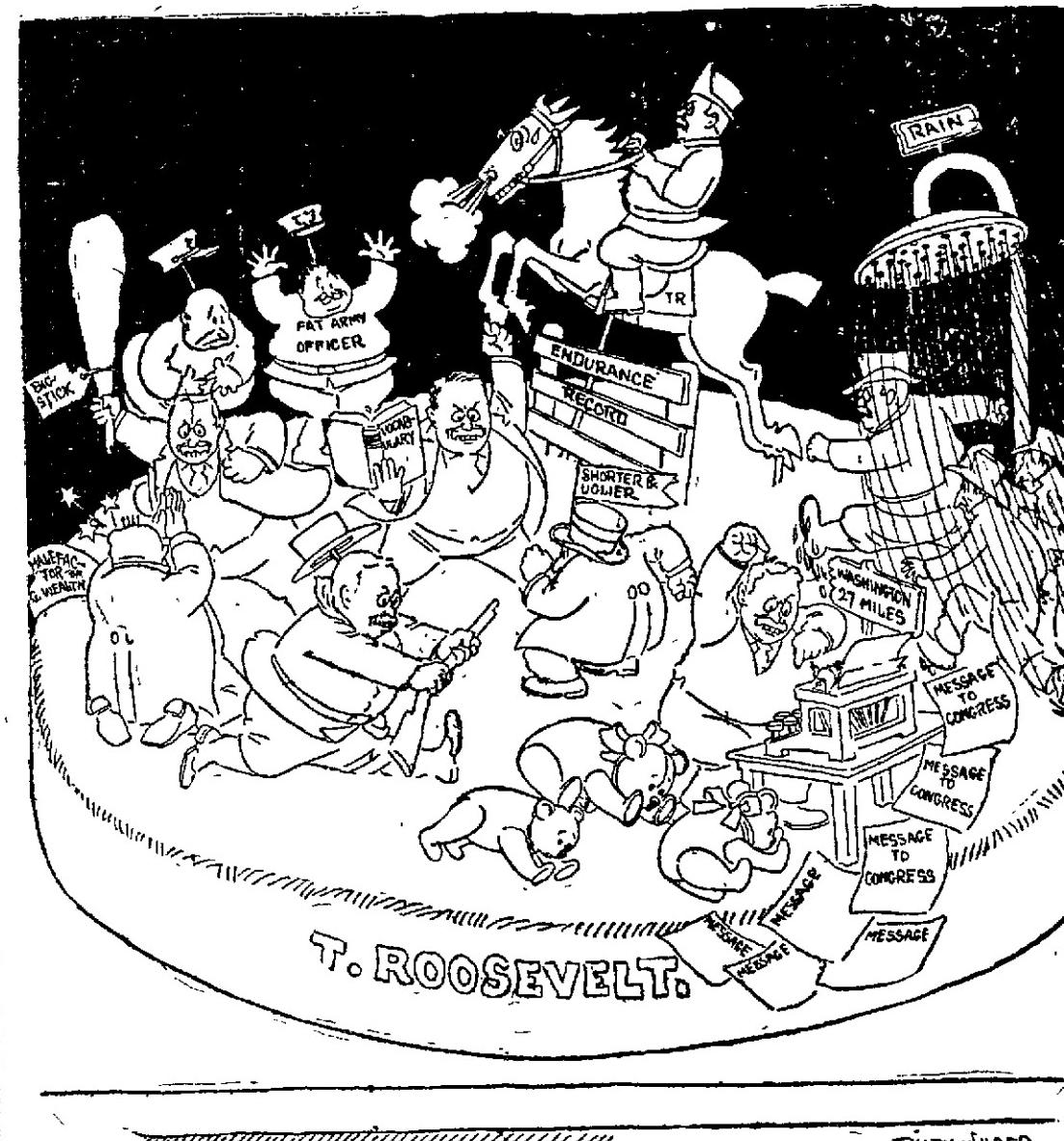
Q.—Did you rely on Mr. Brandenburg's statement sufficiently to authorize the purchase before Mr. Hastings had said it was all right? A.—No.

Q.—It was the Hastings letter which moved you to buy? A.—Yes.

The jury had no choice save to acquit, and the Times does not seem to have any recourse against Hastings for the reason that he does not appear to have been a party to the fraud except through an innocent error of judgment.

The Duke of Abruzzi, who is a great traveler, explorer and mountaineer, has added to his fame by ascending to a higher point in the Himalayas than had been reached by any other mountaineer-climber. Abruzzi holds the "farthest north" record and was the first white man to scale the summit of Mount St. Elias in Southeastern Alaska.

WHY WOULDN'T A GROUP BE MORE ADEQUATE?



THERE IS A QUESTION AS TO WHETHER THE BUST OF ROOSEVELT, TO BE PLACED IN THE SENATE CHAMBER, SHOULD SHOW HIM IN REPOSE OR ACTION.

—CHICAGO RECORD-HERALD.

Industrial Progress

TIMBER PRESERVATION.

More than one hundred million cubic feet of cross ties, piling, poles, mine and other timbers were last year treated with a preservative mixture in this country. To do this work more than 56,000,000 gallons of creosote and nearly 19,000,000 pounds of zinc chloride were used by the forty-four firms that made returns to the United States Forestry Service. Only about 81 per cent of the creosote used was produced in the United States. Were all the tar produced which the coal annually coked in the United States capable of yielding, it would distill as much creosote as is now used by the wood preservers. Unfortunately, American operators do not even get the fullest use of the limited quantity of coal-tar made in this country, for it does not pay the operators to distill coal-tar for creosote alone, so, unless they can find a market for the associated products, it is not separated. Germany has gone far ahead of the United States in the development of coal-tar products and her exports of them to this country are steadily increasing.

Another Big Steel Plant.

The new Inter-Ocean Steel Company's plant at Chicago Heights, Ill., will occupy eighty acres of land, and it is proposed to manufacture wheels for locomotives, car equipment, rolled steel sheets, etc. There are but three such works in the country, none of which is west of Pittsburgh. It is proposed to install a complete equipment of heavy machinery throughout the plant. The site will be covered by a number of buildings of brick and steel construction, with concrete foundations. The estimate of \$2,500,000 is made as the probable cost. Already contracts aggregating \$500,000 have been awarded for machinery for the plant.

Fuel From Waste Paper.

A Palo Alto inventor has originated a process by which waste paper is treated with crude petroleum and converted into briquettes. A \$2,000,000 company has been incorporated and it is proposed to establish plants in all the large cities for the manufacture of this fuel. A large percentage of the \$130,000,000 worth of paper manufactured in the United States finds its way, after being used, to the garbage dumps of the cities. The waste will be collected at small cost and, as the expense of manufacture is slight, it is figured that a cheap fuel can be provided with a good profit to the owners of the patent. It is held that the saving thus effected would aid materially in the conservation of the forests and coal deposits of the nation.

Millions of onions.

Fourteen-million bushels of onions were raised in the United States last year, and so great was the demand that 1,400,000 bushels more were imported from Spain, Egypt, Bermuda and the South Sea Islands. The value of America's crop was \$10,000,000, and the Department of Agriculture believes that of 1909 should be worth twice as much. The Bermuda variety is being grown with tremendous success in all of the Southern states, especially along the gulf coast. Each succeeding year brings new ideas as to marketing and the danger of having the fruit rot in transit is fast becoming a thing of the past.

Will Use Cotton Bags.

As the result of an agitation in favor of using cotton bags for the shipment of products, the American Sugar Refining Company and other refining companies are ordering cotton bags where they have heretofore used jute bags. Some of the wholesale grocers' associations in the South have placed standing orders that all their sugar shall be shipped to them in cotton bags, and an attempt is being made to educate the wholesale and retail grocers of the country to specify cotton bags while ordering sugar, rice, bran, meal, oats, corn, potatoe, hominy, grits, chops, flour, coffee and all kinds of grains which are put up in sacks.

Middle West Papers on Taft's Yale Speech

While the President stands firmly on the constitutional divisions of the government, he recognizes that it is a government operated by parties, and that operation involves responsibility. At Yale he gave a hint of this, when he said that if the Republican party does not live up to its promises it will be relegated to the rear as an opposition party. This statement may indicate an awakening sense of leadership in the President.—Minneapolis Journal.

While President Taft did not explain frankly wherein the party might not be fulfilling its promises, it is assumed that he referred to the revision of the tariff. If this is true President Taft's warning most probably is one of expedience only.—Burlington Hawkeye.

Was Mr. Taft's reference to the tariff? Many think it was. Assuming that it was, what are the promises of the Republican party to the people? The question was raised in the Senate and when a western Senator declared that the party had promised revision downward, Mr. Aldrich entered denial. And they wrangled about it and the country discussed it, and ears were bent expectantly to the White House, but the man in the White House said nothing. We know what was his promise to the people and that it was of revision downward.—Dubuque Telegraph.

The President's mild warning, uttered in semi-jocular manner at a college dinner, is true; and it might have been made far more emphatic. But in view of the President's failure to co-operate with the forces in his party that are working for its safety and his co-operation with the forces that are working to its fall, it cannot hope to escape his full share of the blame.—Duluth Herald.

There is much that might be said upon this utterance, the significance of which, by the way, seems to have been appre-

ciated by the President's auditors. The most important aspect of it, however, is undoubtedly the hope it holds out to the wearied and exasperated public of positive and definite action at the appropriate time, by the big, good-natured men who sit in the White House.—St. Louis Republic.

The exact historical reference of the President may be clouded, but the significance of his statement was not lost on his audience nor will it be on the country.

Mr. Taft has shown that he appreciates the betrayal of public interests by leaders in either party in their advocacy of higher tariff duties under a pretended "revision." The Republican party will desire to become only a minority party if it submits to the schedule which the Senate has prepared for it—Indiansapolis News.

President Taft uttered words that renewed hope that he has not forgotten his own promises in regard to tariff reform and that he will insist that his party in Congress shall keep its platform pledges to revise the tariff downward. The Republican party simply cannot afford to incur the risk of a Presidential veto of a tariff bill. Such a development would surely spell the defeat of the party in the Congressional elections next year. Taft possesses the key to the situation. His is the power to say what shall be done.—Milwaukee Journal.

The President reminds his party that it must keep its pledges. Men may quibble about the exact meaning of the platform, but only a fool would say that the country was not led to expect substantial downward revision. Mr. Taft warns his party that these expectations must be met. If they are not met, the President's prediction will come true. The party guilty of such betrayal will decline in strength and be swept under.—Kansas City (Mo.) Star.

TUESDAY, July 8, 1889.—Rev. J. B. McNally of St. Patrick's church organizes the Catholic Mutual Benevolent Association. The officers elected are: Rev. J. B. McNally, president; J. J. Dougherty, vice-president; John Boher, treasurer; W. F. Watson, secretary; Rev. C. A. O'Neill, Rev. P. O'Connell, J. P. Conlon, J. B. McNamee, F. McAleer, Edward Durkin and J. O'Brien, auditing committee.

Little Flossie Moran, who was assaulted by an unknown man near the Berkeley line a few days ago, is delirious. She cries in agony if a man makes his appearance in the room at her home.

Deputy Sheriff Alden makes a clever capture of two thieves who sold silverware and cutlery to pawnbrokers in the southern part of the city. In the cutlery were some carvers which were identified as those stolen from the home of School Director E. B. Clement on Harrison street several days ago.

Lyon Post No. 8, G. A. R., is to hold a meeting tonight and it is expected that a committee consisting of Harvey Wilson and Charles Redding will report as to what success they have met with in endeavoring to ascertain which of the members of the post revealed some of the business of the organization to reporters for THE TRIBUNE. It is not believed that they will be able to shed much light on the subject.

Supervisor Pelouze is mentioned as a candidate for state senator in the Sixteenth district.

A mortgage of the Central Pacific Railroad Company to the Metropole Star Trust Company is placed on record. It covers property valued at \$16,000,000.

Trials made by the Southern Pacific of the small engines have satisfied the management that the locomotives are unequal to the work required of them.

Sentence on Dr. Ambrose for moving buildings into the fire limits has been postponed for one week by Justice Laidlow to enable the defendant to remove the buildings which have been blocking Ninth and Broadway to a more secluded spot.

Robert L. McKee petitions the Superior Court for letters of administration on the estate of Martha A. D. McKee, who died in this city November 26, 1885, thirty-nine years ago, leaving an estate valued at \$10,000. The heirs were S. B. McKee, the husband of the deceased, and her three children, R. L., E. D. and Angie S. McKee. The petitioner shows that S. B. McKee died in 1887.

The board of education adopts a report of Director C. B. Morgan in favor of industrial education.

A series of weekly parties is to be given at Tubb's Hotel during the summer.

State Press

Bright Side of Heat.

The habit of looking at the bright side of things is worth more than money. With the mercury at 116 at El Centro, in the Imperial Valley, Colorado desert, the local cotton growers congratulated themselves that it was fine weather for the crop. Such weather is also good for cucumbers, which grow well under the combined influence of heat and irrigation.—Sacramento Bee.

Thinking by Proxy.

A big majority turn their problems over to a syndicate and do their thinking by proxy.—Redlands Review.

No "Race Suicide" Talk.

When Daughters of the American Revolution visited the White House this time, they missed the little homily pointing out that the country needed children more than it did dead ancestors.—Los Angeles Express.

Safe Aeroplane.

When Orville Wright remarked that the aeroplane is as safe as the automobile he meant, of course, to the occupants. For the balance of mankind it is much safer.—Pittsburg Dispatch.

Imbibing Americans.

Cubans are investigating a graft scandal in the army, proving that they have been started out in the true American way.—Grass Valley Union.

Highest Education.

An educator interested in the public school curriculum asked a Sacramento girl what she expected to be graduated in and she replied, "In white tulle."—Grass Valley Union.

The Divorce Virus.

Divorce is like vaccination—it sometimes fails to take.—Los Angeles News.

The Best Patriot.

The man who fixes the road in front of his house is doing more for his country than if he were fixing the vote of his neighbor.—Pomona Review.

From Dear Old Boston.

A boy was graduated from an Eastern college at the age of 14. Of course, there is only one city in the world of which he could have been a native.—Los Angeles News.

Small Investors.

If Santa Barbara does not welcome the small investor, this is the only community that takes this stand. It is the small investors who make up the aggregate of wealth.—Santa Barbara Press.

Weather Man's Friend.

The weather bureau has one friend. The Fresno chamber of commerce has come to the support of that much abused department of the government and passed a vote of confidence in its accuracy and efficiency and value to the farmer and fruit grower.—Riverside Press.

Twenty Years Ago in City of Oakland

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BRAINSTORM IS CLAIMED BY DEFENSE

Girl Burglar Said to Be Not Mentally Responsible For Her Acts

SEVERE BEATINGS IN HER CHILDHOOD BLAMED

Well Known Physicians of Berkeley and Oakland to Make Examination

BERKELEY, July 9.—Jean Thurnherr, the girl burglar now in the Oakland jail awaiting trial, will plead "brain storm" as a defense in the Superior Court. Her attorneys have been at work for some days securing evidence to demonstrate to a jury that she is not mentally responsible for the crimes with which she is charged.

Some well-known physicians in Berkeley and Oakland have been asked to examine her and their opinion as alienists will be in her favor. It is declared. Her checkered childhood has been investigated and charges of extreme cruelty on the part of her foster father, H. D. Barclay, of Los Angeles, will be urged as contributing to her mental weakness. It is stated that Barclay was an cruel parent and frequently beat the girl unmercifully. In her childhood the young woman took the name of Bessie Barclay, although it seems that she was the daughter of the late Fannie Gordon, former owner of Arrowhead Hot Springs in San Bernardino county.

Series of Adventures

The girl has stated that after the death of her father she left home and has been through a series of exciting adventures since the breaking of her family ties. It is thought that hererventism is in a large measure responsible for the girl's condition.

She became acquainted with Albert Thurnherr last summer and was married to him at St. Joseph's Church in Berkeley on Sept. 10 of last year. The young couple lived happily in their Hough-street home in Berkeley for a number of months, until she was connected with a series of thefts that the police had been unable to explain. The young husband asked her if there was any foundation for the charges and accepted her simple denial unquestioningly, the perpetration of each of a subsequent thefts caused the arrest of the bride of eight months and she admitted her guilt, pleading that the knowledge of her thefts was kept from the ears of her husband, who still refused to believe that his wife was a criminal.

The case of Mrs. Thurnherr has excited a great deal of interest on account of the girl's youth. Those who knew her prior to the time that she first left Los Angeles state that she was highly regarded in that vicinity.

Accomplished Musician Exchanges Vows With Commission Broker



MRS. CARL T. HICHTY (Née Rita Werson), for whom many social events are planned on return from honeymoon.

ALAMEDA, July 9.—Singer received a surprise when Miss Rita Werson, the charming and talented daughter of Miss Kate Werson, became the bride of Carl T. Hichty, a prominent commission broker of San Francisco, last Saturday.

The bride is now enjoying her honeymoon in the Southern part of the State.

HERE'S A THIEF IN SEARCH OF MARRIED PHILANTHROPIST

Burglar D. F. Wythe Wants to Be Paroled

BERKELEY, July 9.—Here is a chance for somebody who wants to adopt a clever burglar and stuck thief, one who can get police recommendations as without any superior about the country in his own right and "good" boy.

That dastardly felon, D. F. Wythe, alias W. W. Gooley, familiarly known as the "Gentlemen Burglar," wants a parole from San Quentin prison and is anxious to interest some good people, preferably some of those who have suffered at his depredations, to come to his aid in providing expenses for application for his probation.

Wythe was sentenced last August to life imprisonment in San Quentin for the robbery of a jeweler in July.

Wythe, but he is no longer afraid to come tired of the atmosphere and environment there. He was arrested on April 30, 1908, in the ferry boat after dinner, reception, tea and the like, and his return to California is undecided. She leaves in a few days for New York to be the guest of her uncle, Robert Edgren, the famous cartoonist, a former Berkeley boy, and her stay there will be a continuation of complimentary affairs. While nothing is said of her home coming her many friends here are in hope that she will give them the opportunity of welcoming her home at an early date.

One of the prettiest affairs of the week was the bridge party with which Mrs. W. T. Phillips complimented Mrs. U. S. Waugh of Russell street.

Mrs. Phillips' pretty Charming wavy hair was beautifully decorated in red and white. The card tables were set amid a profusion of red and white carnations, and the red electric lights spread a soft light throughout the room. Two charming prizes of silver and Dresden china were awarded, the first of which was won by Mr. Walter Shilling, and the second was captured by Mrs. George Whiting, at the close of the day's gay little games served. Seated at the tables were: Mrs. U. S. Waugh, Mrs. Walter Shilling, Mrs. Paul Dowling, Mrs. Hugh Monteciglio, Mrs. Will Morrison, Mrs. Samuel Grimes, Mrs. George Dickie and Mrs. A. G. Deardorff.

Caught by Police

Wythe, Gooley as he is better known, was a member of the bright and well-known society and college girl in the Northgate on Eureka avenue. Gooley fled from the house pursued by women and girls, and the fact that half a dozen of the students he had pursued and that a posse of police, in turn, surrounded the college grounds, in spite of making his getaway, and was thirty minutes late before he was taken into custody.

All Gooley confessed to about nine sensational burglaries in Berkeley, among them being the home of a physician.

He afterwards told the police what his body had been sold and the most of it recovered. Gooley had previously served a term of three years for burglary in San Francisco.

The case attracted much attention.

His criminal record extended for years and included forgery, burglary and cattle

stealing. He was urbane and diplomatic and his manner and air appealed wonder to women.

Gooley or Wythe has written the following letter to Chief of Police Volmer asking for assistance in securing his parole:

"I have been seriously thinking of making application for parole. I first thought I would consult you and get your opinion. Do you know any reason why I may not apply? I do not expect you or ask you to defray the expenses, but if you could or would interest some one in my behalf it would undertake to pay such expenses. I am sure I will be able to find some one should take enough interest in me to help me gain my freedom on parole. I would, out of appreciation of their kindness, live a life worthy of that treatment.

I might always be very susceptible to kindness, else I would not be here today, for you gave me latitude while I was in your hands, that would have enabled me to go to Xanadu, aka some other town, and know how quickly I can disappear when I chose, but I would have taken forty years rather than betray your confidence to me, and I was not so easily swayed. I was however, I might get an awful job, but I always believed this was my best in the end."

Judge Tappan sits in his office on Park street making a study of juveniles and is trying to solve the problem of caring for and lending a helping hand to youth. His heart is in his work and his gray hairs lend dignity to his efforts. Judge Tappan is in touch with the youthful offenders who appear before him, but is most strict with the more serious cases of the "grown-ups" when there is flagrant violation of the law. He is not hot by the up-bringing of the youth of the country and his juvenile court, it is considered, will be one known as the "Fatherly Advice Advises."

"I feel that in so doing I am helping the younger element to grow up and respect the law. In the event of a violation, then, of course, I shall be compelled to resort to more extreme measures, but my object is to help growing America and show them that while the law is to be obeyed this mighty arm is not against them but for their benefit in the end."

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SEWER BONDS AT POLLS TOMORROW

Elmhurst Will Decide on Proposed Expenditure of \$75,000 For Drainage

ELMHURST. July 9.—Elmhurst will hold an election tomorrow, Saturday, July 10, for the purpose of voting on the proposed issuance of bonds to the extent of \$75,000, to be used in the installation of an adequate and up-to-date sewer system. That the issue will carry, and by an overwhelming majority, is made evident from the almost total absence of opposition apparent. Tonight there will be a big parade of voters and a grand rally at Red Men's Hall, East Fourteenth street and Mt. View avenue, at which Attorney Silva, from Melrose, Attorney T. S. Gray of the sanitary board, and County Surveyor Haviland will speak on the subject of the bond issue.

The campaign committee, consisting of J. J. Roggen, W. B. Mulick, G. K. Portefield, Ben Wilson, Jas. H. Ross, George E. McHale, H. G. Clayton and J. W. Loemis, have made hard fight in favor of the project, and express their confidence in the people to uphold them at tomorrow's election in an uncertain manner.

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The polls will be at the corner of Bay View avenue and East Fourteenth street, and will be open from 6 a. m. to 6 p. m.

The committee on campaign for sewers have issued a bulletin to the voters of the district, of which the following is an extract:

Health First Importance

"Sewerage: It is of the first importance to health for houses built in the town and for country homes that all filth should be removed from them as speedily as possible, and disposed of in such a manner as to cease to be injurious to mankind. To do this safely and economically in a closely settled community can only be done in one way, viz., by a properly and adequately constructed system of sewers. It may be taken as a pretty safe guide that all matters which give off a disagreeable smell are dangerous to health if allowed to remain near our dwellings."

"The day of privy pits and cesspools has gone by in every well regulated and self-respecting community; in them the dirt, refuse, excretions and putrefactions, acting like incense-burners, send forth sending up deadly vapors which have no equal except into our back yards or into our houses. It may be, poisons the air we breathe and followed by fevers and other diseases, especially among children. What is money to us if we have not health, and especially if we sacrifice it at the expense of the very small cost that we are assured by competent engineers will install an adequate sewer system.

Action Needed

"Let us up and be doing then, neighbors. A long pull and a strong pull all together for sewers. That is the one thing needed in this fast growing community. Our property will increase in value, we will attract to our locality people of means, factories and industries that otherwise would pass us by. Ask any sane, sensible citizen living in a community where sewers have been installed if he would go back to the cesspool era, and he will tell you, 'not for ten times the cost.' A word to the wise is sufficient. Cast your vote at the polls on election day for sewers."

"If this sewer proposition was voted upon in this way it ought to be, there should not be one dissenting vote against this proposition."

"We close this appeal to the voters of Elmhurst sanitary district, by asking every good, progressive, public-spirited resident to vote for the sewers."

THE SWIFT SPECIFIC CO., ATLANTA, GA.

"**S.S.S. REMOVES BLOOD HUMORS**

Every pore and gland of the skin is employed in the necessary work of preserving its smooth, even texture, softening and cleansing it, and regulating the temperature of our bodies. This is done by an evaporation through each tiny outlet, which goes on continually day and night. When the blood becomes infected with humors and acids a certain percentage of these impurities also pass off with the natural evaporation, and their sour, fiery nature irritates and inflames the skin, and dries up its natural oils, causing pimples, boils, pustules or some itching rash, or hard, scaly skin affection.

S. S. S. cures skin troubles of every kind by neutralizing the acids and removing the humors from the blood. S. S. S. cools the acid-heated circulation, builds it up to its normal strength and thickness, multiplies its nutritious, red corpuscles, and enriches it in every way. Then the skin, instead of being irritated and diseased by the exuding acid matter, is nourished, soothed and softened by this cooling, healthy stream of blood. S. S. S. the greatest of blood purifiers, expels all foreign matter and surely cures Eczema, Acne, Tetter, Salt Rheum and all other diseases and afflictions of the skin. It removes pimples, blackheads, and other unsightly blemishes from the skin and assists in restoring a good complexion. Book on Skin Diseases and any medical advice desired free to all who write.

Ye Liberty PLAY HOUSE

TONIGHT

and all this week—Matinees Saturday and Sunday

Bishop's Players Present

The Heart of Maryland

David Belasco's Celebrated Romantic Civil War Play—Stupendous Production and Notable Cast.

ENTIRE HOUSE—25c and 50c—ALL PERFORMANCES.

Next Monday—"The Regeneration"

SMELTER MEN ARE CITED BY COURT

Farmers File Vigorous Protest Against Operation of Selby Works

OAKLAND CIRCUS

At 12th St. Both Phones—2795 GUY C. SMITH, MANAGER. Evenings—15c, 25c, 35c, 50c.

MATINEES Wednesday Saturday 10c-25c

LANDERS STEVENS GEORGIE COOPER AND THE Broadway Stock Company PRESENTING THIS WEEK

A Stupendous Scene Production of the Famous Comedy Drama,

"PAL'S" By Edmund Day, Author of New York's Greatest Success, "The Bound Up."

SEE THE TERRIFIC Fistic Encounter between the Two Pal's, as originally done by James J. Corbett with Tremendous success in the New York run of the above play.

Next week—"STRONGHEART."

IDORA The Park Beautiful, Oakland.

The GREATEST PROGRAM ever presented on the Pacific Coast. Every Afternoon and Evening

ERLINGER AND HIS BAND 51-Distinguished Musicians—51 BEATRICE FISCHER, The Noted Prime Donna Soprano.

BERT MORPHY.

Hear him sing the Latest Eastern Hits: "Games of Childhood Days" and "Sweet Polly Pin." The Ranch Wild West Show.

Athletic Attractions, Comical Clowns.

Comedy Is King This Week at the

BELL Every Act a Big Laugh Maker.

Mann & Franks Carroll Johnson

And Others are Irresistibly Funny.

Makerenko Troupe

Russian Dancers and Grand Opera Singers.

A Host of Good Things.

MACDONOUGH THEATRE Chas. P. Hall, Prop. & Mgr. Phone Oakland 51.

Week of July 12th Matinee Saturday

Henry Miller's Associate Players in

The Servant in the House

25c, 50c, 75c, \$1.00 and \$1.50. SEATS ON SALE.

CLASSIFIED ADS IN THE TRIBUNE BIG ADS FOR MONEY INVESTED.

Tortured as a Horse.

"For ten years I could ride a horse without being in torture from piles," writes L. S. Napier of Rukless, Ky., "when all doctors and other remedies failed. Buckland's Armeria Salve cured me."

Send for Free Sample. Send 25c. Bills, Fever Sores, Eczema, Salt, Rashes, Corns. 25c. Guaranteed by Osgood Bros.

Send Every Day Money Back to You."

Public Administrator's Report

TO THE HONORABLE THE SUPERIOR COURT OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA:

GEORGE GRAY, Public Administrator of Alameda County, California, respectfully makes this return of all estates of decedents which have come into his hands. This return is for the time commencing January 1, 1909, and ending July 1, 1909, and the same is made in accordance with the provisions of Section 1786, Code of Civil Procedure of California.

NAME OF DECEDENT.

Number of Estate.

Date of Issuance of Letters of Adminis-

tration.

Approximate Value of Estate as far as

Known.

Amounts of Expenses, Debts, Fines, Allow-

ances, Premium Payments, Paid by the

Public Administrator.

Balance of Money on Hand.

Administrator's Fees.

Remarks.

Letters not yet issued.

LEAVES WHEN HE SLAPS BABY

Seeks Divorce, Alleging Husband Was Cruel to 18-Months-Old Child

SAN FRANCISCO, July 9.—When Mrs. Ruth T. Hampton woke up in the middle of the night of the Fourth of July and found her husband slapping her 18-month-old baby, she rose up took the infant and left the house. It was the third time she had left Hampton, but this time it is for good, she says. The Hamptons live at 7426 Washington street. That is to say, Hampton has lived there continuously, but his wife has left the house twice before with the avowed intention never to return. But each time Joseph Hampton, who is an insurance man, has induced her to return.

Husband Was Angry

One night shortly after they were married, in 1906, Mr. Hampton, after sitting up until she could no longer drive away sleep, went to bed before her husband came home. Later he returned, and becoming violently angry, asked her what she meant by going to bed without asking his permission. In reply she quickly arose and began to dress. This humility seemed to anger him more, and he tore her clothes off and, as she sat in her complaint, smacked the furniture and pushed me flat through a mirror.

On another occasion when she offended him, she alleges, he told her he would kill her; only she was not worth the trouble.

Went Back to Mother

After each of these incidents she took the train for her mother's home in Seattle and remained there until Hampton took her back. About six months ago, when she was enough to drive her divorce, but when she found her helpers little one had slipped out of a sound sleep into fits of violent crying, the camel's back was broken. She asks for her maiden name, Ruth Trueman, and the custody of the child. Her husband earns \$35.50 per week, a reasonable part of which she asks for her support.

NEW MEMBERS TO BACH CHOIR ARE ACCEPTED

BERKELEY, July 9.—The following new members have been accepted by the executive committee of the Bach choir: Mrs. T. R. Bacon, Mr. H. S. Bowes, Mrs. A. E. Bangs, Mrs. Doris Clark, Prof. C. Derleth, P. S. Eastman, Prof. George C. Edwards, Warren Gregory, Prof. H. R. Hatfield, V. H. Henderson, Miss Louise L. Kidder, Mrs. D. N. Lehman, Mrs. R. H. Lane, Prof. O. K. McMurray, Mrs. R. W. Mastick, Miss McDermott, Prof. W. C. Mitchell, Prof. Charles Noble, G. B. Oehlert, Prof. W. Popper, Prof. Jessie B. Peixoto, Whitney Plauche, Mr. Reed, Prof. C. H. Reiber, Prof. Irving Stringham, Buckner Speed, James Sutton, J. N. Shreve, Max Thielan, Paul Thelan, Minor White, A. E. West, Dr. Benjamin I. Wheeler, F. J. Wortham, Mrs. J. H. Willis, Miss Marian Wyper, Miss Jean Willis.

**FOR VENGEANCE
- BOY PULLS OUT
TEETH OF DOG**

NEW YORK, July 9.—Edwin Turner, a small boy of Jacksonville, Fla., had to be strapped into a dentist's chair to have an aching tooth pulled. The operation pained him to such an extent he declared he would have vomited. An hour later he was found trying to extract his baby brother's front teeth. When he was spanked for that, he went into the woodshed securely fastened the family dog to the floor and pulled out six of the animal's teeth with a pair of pincers.

**ORRINE
CURES LIQUOR HABIT**

CURE EFFECTED OR MONEY REFUNDED ORRINE is prepared in two forms—powder, tasteless and colorless, can be given internally or put or drunk ORRINE No. 2 in plain form for those who wish to cure themselves.

ORRINE COSTS ONLY \$1 A BOX.
The Guarantee is in Each Box
Special Agents:
THE OWL DRUG CO.
BROADWAY AND THIRTEENTH ST.

4 o'clock
P. m.
and at 11:30 a. m. at
our own stores

905 Washington St.
401 San Pablo Ave.
1723 San Pablo Ave.

LOG CABIN BAKERY

Phones: Home A 4118

Piedmont 1118

From Oven to You

French Bakeries Company

J. CASSOU, Manager

N. W. Cor. Fifth and Clay Sts.

Telephone Oakland 365

First quality French Bread delivered to all parts of Oakland, Berkeley and Alameda. Leaves made to order for parties.

TO-NIGHT
WACOLO
THEY WORK WHILE YOU SLEEP

WILL SUPPRESS WARLIKE REDMEN

Government Failing in This Will Exterminate Band in Tehama County

A tribe of wild and warlike Indians now dwelling in the mountain fastness of Tehama county, is to be either subdued or exterminated, declared the Federal government.

Correspondence that has passed between the Bureau of Indian Affairs and officials in this State has brought to light the fact that a marauding band around which the romance of many tales have been woven, has existed for many years in the forest country in the northern part of the State. The movements of these Indians are not known. Their language is not known. They have never come in close contact with a white man for the reason that they always killed those whom they encountered, at long range. At times this utterly savage, treacherous tribe is not more than four miles from Shasta Springs.

Recent forays made by this tribe were first called to the attention of the Federal Government by Edwin C. Borden of this city. The Department at Washington communicated with Superintendent Tucker of the Greenville Indian School and his letter suggesting Government action was in part as follows:

Would Visit Tribe

Commissioner of Indian Affairs, Washington, D. C.

The story about the band of renegade Indians has many romantic features woven about it. Many years ago these lived in the mountain fastnesses of Mill Creek California, a band of Indians known as the "Mill Creek Band." They were fierce and extremely warlike, and had no associations with other Indians or white men. They were accustomed to kill every living thing that came in their way, and frequently made forays into this country and were much feared by other Indians.

From all reports, it will be an extremely difficult matter to approach or to have any communication with them. It is numbered they are between fifteen and thirty. I would say that they should be apprehended and either placed on a reservation or allotted land somewhere in Superior California.

From their present condition they are a nuisance and will eventually be exterminated. I am very anxious to undertake the task of getting into communication with them and seeing just what can be done, and accordingly ask the office that I be directed to proceed with the investigation just as soon as I can get away from the school.

(Signed) W. Q. TUCKER,
Supt. Greenville Indian School

Government to Act

Further correspondence had between Mr. Borden and the Commissioner of Indian Affairs brought forth a reply from Washington, received only a few days ago, to the effect that it was the purpose of the bureau to make an investigation of the Indian tribe and eventually to allot them land. If such was possible.

Borden stated yesterday that the band of Indians were said to number thirty or forty, that they were equipped with small bows, and that there was an old, blind, crippled woman who was always carried with them—all this according to the reports of cattlemen who had caught only fleeting glimpses of the nomad tribe.

ADVANCE GUARD OF ELKS DEPART

Delegation Starts For Los Angeles to Attend Grand Lodge Gathering

BERKELEY, July 9.—The advance guard of the Berkeley Elks, who will participate in the coming grand lodge gathering in Los Angeles, left last night. In the party were Exalted Tyler James M. Koford, G. W. Skilling, Charles E. Griggs, and L. E. Schisseler. The big contingent will follow Saturday morning in the Alameda county special train.

The local delegates have adopted as a badge a pin with the words, "Berkeley Lodge, B. P. O. E.", surmounted by an Elk's head with the lodge number, "1092," between the antlers. From the pin is suspended a reproduction of a nugget of virgin gold with the bas relief of the Greek Theater on one side and on the reverse the words, "Grand Lodge Convention, H. P. O. E., Los Angeles, July, 1909." The delegates will wear the collie cap and gown in the parade. Among those who will form the party are:

J. D. Waterman, Herbert Jones, P. R. Poons, C. A. Meek, G. W. Bluestone, A. R. Shantz, E. O'Brien, C. H. Thomas, W. F. Guerin, T. D. Stevens, H. C. Pascoe, A. B. Leslie, F. McMahon, L. E. Schisseler, A. B. Leslie, F. McMahon, W. E. Turner, T. J. Brown, J. M. Koford, C. B. Steger, H. P. Buechner, James E. Ward, T. F. Dimond, G. Sellers, P. M. Carey, C. L. Golsky, J. J. Bluestone, A. M. McIntosh, L. J. Haggerty, Homer Sweasy, C. E. Miller, T. J. Kimbley, M. Gooley, A. Gittings, W. D. Rice, E. A. Gore.

JURY EXONERATES FRANK COLLWOOD

Find Fred Fitlock Came to His Death From Cerebral Hemorrhage

ALAMEDA, July 9.—Frank Collwood was completely exonerated by a coroner's jury investigating the death of Fred Fitlock, who was involved in an altercation with Fitlock's son, and foray killing Fitlock's daughter. May 20, he forced the old man from doing violence to him.

The coroner's jury rendered the following verdict: "Cause of death, cerebral hemorrhage due to degeneration of the brain tissue resulting from chronic alcoholism."

The jury was composed of the following: John Santa, T. H. Judd, Frank Barnes and C. W. Lowe.

Dr. J. A. Riley, who attended Fitlock, testified that he had performed an autopsy and that his opinion the cause of death was a cerebral hemorrhage. The front lobe of the right hemisphere of the brain was two-thirds degenerated.

He stated that in his opinion this was the cause of death and not a blow which might have been de-

fined.

Formalities of Collwood's release took place this afternoon from the Oakland city prison, where he had been confined since the affair. He received congratulations from his friends as he walked from the coroner's office.

Hale's Summer Sale

"The New Way"

New Baby Bonnets

Values from \$2.50 to \$3.00
\$1.39 Each

Baby Bonnets—New, comfortable and dainty—the kind that please both mothers and babies. They are made of fancy lace, tuscan and mixed straws, and are gracefully trimmed with satin ribbon and tiny flowers in white, blue and pink. Also a new lot of pretty embroidered hats for little misses. Values from \$2.50 to \$3.00; price, \$1.39 each.

Our enormous stock of brand new merchandise and our low sale prices are attracting many buyers.

Silks for Summer

A Few Popular Weaves
39c yd Up

Taffeta Silk, 18 inches wide, in fancy checks and stripes showing popular colors. Suitable for street dresses—
39c yard.

Rough pongee, 24 inches wide, worth \$1 yard—79c yard. Fancy silk poplin, 24 inches wide, in black and the season's most popular colors, with small self figures. Desirable for street or evening dresses—\$1.00 yard.

Sixty Summer Suits—All New This Season Reduced to \$14.75

Strictly Tailored Models for Women—all Seasonable and Stylish

Worth up to \$30 a Suit

Values Disregarded for this Sale

Select is dependable for style, service and economy.

The materials are fine quality serge, pongee, Panama, poplin and fancy mixtures—all cut and finished by expert hands, and neatly trimmed with braid and buttons in keeping with the simplicity of strictly tailored styles.

The colors included are green, tan, blue, black,

brown, electric, gray, ashes of roses, wisteria, champagne and white, as well as black and white stripes and checks.

We call these summer suits because they were purchased in summer time, but they will serve with equal satisfaction during the fall and winter months.

On every suit there is a noteworthy saving; on many the savings exceed the sale price.

Women's Sleeveless Vests

A Sample Line Worth \$1.75 Up

95c Each

At 95c each we are selling a fine new lot of women's sleeveless vests worth from \$1.75 to \$2.00 each. These constitute a sample line—selected to represent the merits of a manufacturer's output and so are reliable for satisfaction.

They are made of pure silk lisle. Some have yokes with pretty designs hand-embroidered in silk. Others have deep hand-crochet yokes of silk. All are neatly trimmed with silk tape.

Women's Hose at Half-Price

A Fine Imported Lot in Colors

25c Pair

This excellent lot of women's new stockings worth 50c a pair has been marked at half price for this sale. They are imported, full fashioned, lisle stockings with double soles and elastic tops. Many are plain gauze; some are plain ingrain lisle with white soles; others have plain tops and lace boots. These stockings come in colors—pink, sky, bronze, champagne, oxblood, reseda, peach, lavender, Dresden, gold and hunter's green—25c a pair.

Scrim

20c and 25c Yard

Plain art scrim, 40 inches wide, in cream and white—
20c and 25c yard. Novelty scrim, 36 inches wide, with new patterns, printed on both sides—25c yard.

Sale of Women's House Aprons

All Made of Good Lawn or Gingham

25c Each

Women's bretelle aprons of white lawn. Bibs and bretelles are trimmed with deep embroidery connecting at the waist line, and finished with hems and long strings—25c each.

Nurses' aprons made of fine white lawn. Each apron made with hemstitched shoulder straps

connecting at the waist line, and finished with hems and long strings—25c each.

Woman's all-over gingham aprons made long and wide to protect the entire dress. Each apron made with a yoke, buttoning in back—25c each.

Rugs

\$1.25 Each Up

Velvet rugs, 27x44 inches—
\$1.25. Axminster hall runners, 2½x9 feet, \$4.50; 3x9 feet, \$6.00; Seamless Brussels rugs, 8½x10½ feet, \$12.

Hale's

11th and Washington Streets

TEACHERS OF HISTORY FORM AN ORGANIZATION

BERKELEY, July 9.—Teachers of history, among the students at the summer school of the state university, and others interested in the study of history organized yesterday afternoon the California Association of History Teachers, with Professor E. A. Cox as president and Professor J. N. Bowman as secretary. The organization will hold a conference July 14 with this program:

Address by the president on "California's History Teachers' Association and Its General Work, and the Part to Be Taken by the History Section."

ALAMEDA, July 9.—Fernando G. Galvez was arrested at the instance of his wife, Edith, on a charge of failure to provide. Galvez' bail was fixed at \$250 cash or \$500 bond.

Friend of the Laborer Mechanics' Store

THE WORKMAN'S FRIEND
460-462 6th St.
DET. WASHINGTON & BROADWAY
OAKLAND CAL.

We Are Strong in Everything But the Price

BEST \$1.00 OVERALL ON EARTH..... 85c

REGULAR \$2.00 CORDUROY PANTS..... \$2.15

REGULAR 65¢ SHIRTS..... 45c

REGULAR \$1.00 SWEATERS..... 85c

REGULAR \$1.00 JACKETS..... 85c

REGULAR \$1.00 COATS..... 85c

REGULAR \$1.00 HATS..... 85c

REGULAR \$1.00 BELTS..... 85c

REGULAR \$1.00 GLOVES..... 85c

REGULAR \$1.00 SCARFS.....

HEART---TRIBUNE'S PAGE FOR WOMEN--HOME

S IN SOCIETY

Engagements, Weddings, Dinners and Other Happenings in the Smart Set

On Tuesday afternoon, Miss Maude Roff will entertain quite informally at her home on Twenty-fourth street. Her guests will be the members of a little sewing club to which the hostess belongs and which meets quite frequently at the home of the members. An hour will be spent at work and then a faintly repast will be served. At the gatherings of this congenial group of young women there is generally some excellent music, as nearly all are members of the Hughes Club and sing and play remarkably well. Among those who will enjoy Miss Roff's hospitality are Miss Louise Kenzie of San Francisco, Miss K. Vandenberg, Mrs. Thomas Ribber, Mrs. Abraham Lincoln Frick and Mrs. Arthur Bradley.

YACHT CLUB AT HOME.
The Encinal Yacht Club will entertain its friends this evening at a "teatime at home," to be given in the house in Alameda. The host number or invitation have been issued and the affair will be most enjoyable, as the club members are most hospitable. Some excellent music and dancing will be features of the reception this evening.

* * *

TO WED IN NEW YORK.

Miss Florence Ziegenuff is expected to arrive in New York tomorrow after a stay of several months in Europe, in company with Mrs. J. H. Wright of Alameda and Miss Edith and Miss Helen Wright. The party will be met at the steamer by Dr. Lucy Briggs, to whom Miss Ziegenuff's engagement was announced some time ago. Within a few hours after the arrival of the travelers Miss Ziegenuff and Dr. Briggs will be married at a quiet ceremony, thus dispelling with all the bother of a big wedding. They will return to Oakland about August 1 and will receive the welcome and congratulations of relatives and friends.

* * *

WILL REMAIN IN EAST.

Mrs. Robert Abernethy, wife of Captain Abernethy, U. S. A., who is with her husband at Fortress Monroe, will probably not return to California this summer, as had been expected. This will be a great disappointment to her many friends, who had hoped to see her very soon. Captain Abernethy has recently been appointed district engineer of the Coast Artillery and will remain in the East indefinitely.

Mrs. Abernethy was one of Alameda's most popular girls at the time of her marriage, about three years ago, and has a host of friends about the bay.

* * *

SURPRISE PARTY.

James Sparier was the recipient of a delightful surprise party tendered him on July 3 by a party of intimate friends. His handsome new home on Forest street in Piedmont was decorated in patriotic colors and over the lawn and grounds were strung numbers of electric lights. Excellent music was furnished by a string orchestra and a most enjoyable time was spent. Among those present were Mr. and Mrs. Fred Martz, Mr. and Mrs. Kircher, Mr. and Mrs. James Wilson, Mr. and Mrs. Joe Sparier, William McLean, John McLean, Mr. and Mrs. Neumann, Miss Jeanne Spencer, Miss Anna Huberlin, Miss Kirti Bendell, Mrs. Claude Bendell, Mr. and Mrs. Neumann, Mrs. C. L. Bowes, Miss Sparier, Miss Kado McLean, Mrs. Stuart, Mr. and Mrs. McLean, Gordon, Campbell, A. Gardin, James Sparier, Morton Bendell and several others.

* * *

VISITING RELATIVES.

Mr. and Mrs. John Kalishin have gone to Los Angeles county, where they will enjoy a visit with friends and relatives in Pasadena and nearby towns. Mr. Kalishin will remain about two weeks, but his wife is planning to stay for a month or more.

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FAREWELL LUNCHEON.

Mrs. Harry S. Tifford, Jr., was hostess at a prettily appointed luncheon on Wednesday last at her attractive home on West street. The affair was given in compliment to her mother, Mrs. George W. Wright, who is leaving for a four-months' trip. Mrs. Wright's itinerary will include points of interest in Oregon, Washington and Canada. The Tifford home was artistically decorated for the recent festivity, pink carnations and ferns being in blossom. The guest list included several close friends of the hostess and her mother, who were asked to bid "bon voyage" to Mrs. Wright. Those who shared the pleasures of the day were Mrs. George W. Wright; Mrs. Harry S. Tifford, Sr.; Mrs. Harry Smith, Mrs. Louise Racouet; Mrs. Will Ducher; Mrs. M. Lynch; Mrs. Ross Nichols; Mrs. Will Currie; Mrs. R. Milliken; Mrs. Henry Zukel; Mrs. Fred McGuire; the Misses Estelle Leppelmeier, Anita Lynch, Annie, Ethel, Little and Amy Nichols; Masters Chester and Harry Wright, Ray Tifford and Robbie Currie; Mr. Stanley Nichols, Mr. Bob MacCormick and Mr. Henry Easterling and Mr. and Mrs. Harry S. Tifford, Jr.

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A GIFTED CALIFORNIAN.

Miss Mary Alberta Morse of New York daughter of Mrs. Frances L. Morse and sister of Mrs. Henry A. McVean, is visiting the latter's summer home at Brookdale, Santa Cruz county. Miss Morse is enjoying a well earned rest from her concert work and teaching, prior to returning to New York, where she has achieved a very notable success in preparing singers for the stage. One of her pupils who speedily acquired fame is Miss Nanci Swan ("Ann Tasker"), formerly of this city.

Her old friends have enjoyed but one chance of hearing Miss Morse's magnificently dramatic soprano voice since her return to California. That was when she sang at the Elk's Flag Day exercises in the amphitheater at Piedmont Park, where she delighted the audience not only by her glorious voice and perfect method, but also by her charming personality.

Although Miss Morse is in California for a complete rest, some of her enthusiastic young musical friends have insisted upon receiving from her some direction in their vocal studies before her return to the Eastern metropolis, and it is understood that she has consented to this to aid them when she returns to Oakland from Brookdale. It is to be hoped that they will also prevail upon her to relax her rule of promised rest sufficiently to sing in public again while upon this Western shore.

Miss Morse is most ardent believer in the California climate and environment as creative and developing agencies in the production of the artistic temperament, high musical intelligence and wonderful voices. She believes that, with proper training, more great singers may be produced in this State than anywhere else in America.

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AT MONTEREY.
Dr. and Mrs. F. O. Jacobs and their daughter, Miss Dora Jacobs, are occupy-



MISS FLORENCE ZIEGENFUSS, Who Will Be Married in New York.

ing a pretty cottage at Guerneville for the summer. Mr. Gardner plans to make week-end trips to the delightful place, and his wife and members of the family will remain in Guerneville for a month or more.

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RETURN TO PIEDMONT.

Captain and Mrs. C. L. M. Bartlett have returned to their home in Piedmont, after a delightful motor trip through the state.

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AT BEN LOMOND.

Mrs. G. W. Craddock and family are spending a week of July in a pretty cottage at Crow's Nest, Ben Lomond, an ideal spot for a summer outing.

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MOTOR TO LOS ANGELES.

Mr. and Mrs. P. C. Fredericksen of Fremont left last week for an automobile trip to Los Angeles and other points of interest in the southern part of the state.

* * *

AT GUERNEVILLE.

Mr. and Mrs. H. F. M. Gardner and

as Henry Peters were married on Wednesday at the home of the groom's parents on Twenty-fifth avenue. Only a few relatives and intimate friends witnessed the pretty ceremony and the bride had but one attendant, Miss Gertrude D. Elsler. The groom was attended by Will Stuart as best man, and an uncle of the bride, John Buckland, gave her away. The house was artistically decorated with flowers and ferns, and a wedding supper was served at the close of the ceremony. The bride is the daughter of the late Clark Adams Hough, and the groom is the son of John Peters, a pioneer of Fruita. Both young people have a host of friends in and about Oakland.

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HONEST I'LL NEVER STAY OUT LATE AGAIN DEAR!

HEY STOP DARLIE! OH DARLING! HAVE YOU SE NO PITTY OW!!!

COME IN HERE SHRIMP!!!!

WILL NOBLE MAN SINK TO THIS LITTLE MEASURE?

WHAT'S LIABLE TO HAPPEN TO EDDIE!!

YES MY DEAR I HAD TO SPANK HUSBAND THREE TIMES THIS WEEK!!

WELL I WAS VERY LUCKY I ONLY HAD TO TROUBLE EDDIE ONCE!

AH JAMIE OLD BOY I SEE YOUR BETTER HALF HAS BEEN CARESSING YOU AGAIN!!!

AND I AM FAIR TO BELIEVE THAT, LITTLE WIFE HAS BEEN MAKING A FUSS OVER YOU, OSWALD!!!

GREETINGS POP.

FEMININE CONVERSATION OF THE FUTURE!!!

WILKES-BARRE, July 9. — Alderman Donohue has the reputation of being as wise as Solomon. Indeed, it is certain that Solomon never gave a woman the advice which Alderman Donohue offered to Mrs. Michael Boneck, of Dupont. That lady, six feet tall and heavy, caused the arrest of her husband, who is less than five feet high and a featherweight. She complained to the alderman that Boneck married her "Come home!"

\$41 Pays Cost of Oklahoma Divorce

GUTHRIE, Okla., July 9.—Forty-one dollars will obtain a divorce decree in Oklahoma. In the uncontested variety of divorces \$20 should be allowed for attorney fee, \$10 for filing the suit, \$4 for official publication, \$4 for the services of a court stenographer and \$5 for service upon defendant. Forty-one dollars gets a divorce decree guaranteed for a life time.

Attorneys state that hardly 15 per cent of the divorces filed are contested by the defendants. It is generally a cut and dried affair, in which the defendant is charged with the offense, admits it and reluctantly remains silent. The judge on the bench grants the decree in the absence of refuting testimony.

The statement is made by John J. Carney of El Reno, presiding in the District Courts of Canadian and Oklahoma counties, that many divorces are the result of perjury of the men and women obtaining them, and that man and wife tired of each other or in love with others, deliberately swear to some of the statutory grounds for divorce.

An interesting decision in regard to divorce was given recently by Judge H. L. Fogg, of the Canadian County Court, who went on record as declaring that if at any time after marriage the husband is declared mentally weak and incompetent, the marriage is void, no matter if the order adjudging him insane is not made until twenty years after the ceremony.

Within the last two years agents of the Federal Government have visited Oklahoma to get complete records of all district courts of divorce proceedings, the grounds for action and whether or not decrees were granted. This was done with the purpose of obtaining a uniform divorce law throughout the United States.

family have taken a pretty cottage at Guerneville for the summer. Mr. Gardner plans to make week-end trips to the delightful place, and his wife and members of the family will remain in Guerneville for a month or more.

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Misses Claudine and Jeanette Jonas will leave shortly for a trip to Los Angeles and other points of interest in Southern California.

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WITH THE ELKS.

Mr. and Mrs. W. W. Hineline of Madison street will leave for a visit to Los Angeles, where they will be the guests of Mr. and Mrs. E. J. Tibbaut, after which they will visit various smaller cities in the southern part of the state.

* * *

VISITING RELATIVES.

Mrs. G. A. Drosbach and her little daughter, Irene, of this city, and Mrs. L. Wille of Alameda, are visiting at the home of Mrs. F. Drosbach in Sonoma county.

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PERSONALS.

Hamilton Coleman, J. Orson Larabee and A. A. Baruch of this city are in Kerby, Oregon, superintending the installation of an electric light plant quartz mills and printing machinery in the Canyon Creek gold mine.

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Mrs. William Rogers has been enjoying a visit with friends in Monterey county.

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Mrs. William Rogers has been enjoying a visit with friends in Monterey county.

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Mr. and Mrs. G. L. Richardson recently from a trip of several weeks in Los Angeles.

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Mr. and Mrs. E. J. Morehouse have just returned from a visit of several weeks in Los Angeles.

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Mr. and Mrs. G. L. Richardson recently from a trip of several weeks in Los Angeles.

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Mr. and Mrs. S. W. Wilson left recently for an auto trip to Tahoe.

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FAINTS WHEN HE GETS A TEN-YEAR SENTENCE

PLEADS FOR MERCY AND WEEPS IN COURT

Pretty Girl Dupe Watches Her Betrayer Come Before Judge

WAVES HIS HANDS WILDLY ABOVE HEAD

Counterfeiter Must Pay Penalty For Tinkering With Coinage System

SAN FRANCISCO, July 9.—Wailing piteously and waving his hands above his head in a futile and forlorn protest against the order of court that sent him to the penitentiary, W. A. Wakefield, alias W. W. Elliott, collapsed and fainted in the United States District Court today when he heard the sentence imposed by Judge Van Fleet that sent him to San Quentin for ten years for counterfeiting. The girl he had lured from home was in court when he was sentenced.

"Oh, good God, don't please don't," he cried, as the words that consigned him to prison came from the lips of the judge. "That means my whole life in prison for me. I'll never live, I'm all through."

His frame shaken with sobs, he was buried his face in his hands and wept. His partner in crime, Thomas Crow, alias Thomas Blond, alias Kentuck, made a talk to the court, in which he sought to secure a lighter sentence, and was committed to the penitentiary at Folsom for seven years.

Two bold counterfeitors, who defied the secret service forces for months, one a former convict and known as a bad man and gambler, emerged from the consequences of their wrong doing and begged mercy of the law they had scoffed at.

Laura Kirk, the young high school girl who had been enticed from her home in Salt Lake City and made the white slave of Crow, was in court. She wore a neat plaid suit and a peach basket hat of the latest fashion. She is particularly pretty and attractive, and much of the pity which was aroused among the spectators by the proceedings in court in the case of the two miscreants and the lone lone of girl, went out to her. When Wakefield was called for sentence he stepped up slowly and took his place before the judge's bench. He stood cowering, looking furtively about him for some ray of sympathy from the many who crowded near him. He asked for permission to address the court, and this was granted.

"My name is Wakefield," he began. "I have done time in Colorado. I am a

(Continued on Page 17.)

Women From All Over Nation Accuse Prisoner of Bigamy, Followed by Theft and Flight

CHARGED WITH ROBBING HIS VICTIMS

One Trusting Woman Who Wedded Him Said to Have Died From Shock

RESIDENT OF THIS CITY ONE OF HIS DUPES

Identified in Jail as Man of Many Wives Throughout Country

SAN FRANCISCO, July 9.—Christian C. Johnson, the man arrested here two days ago on charges of having defrauded Mrs. H. Leopold out of \$600 following his marriage to her and whom the police declare is John Madson, the husband of a score or more wives scattered throughout this country and Canada, stoutly maintained today his denial that he is Madson.

He admitted his marriage to Mrs. S. P. de Bonnet of this city, however, and the police declare that they are certain he will admit that he is Madson before the day is over.

That John Madson, who is known to the police throughout the United States as the "professional fiance," and who was taken into custody in San Francisco Wednesday on a charge of wholesale bigamy, claimed one or more Oakland women as his victims has now been proved.

Mrs. Josephine Henninger, a wealthy widow of 540 Thirty-eighth street, has come to the fore with a claim for \$200 which she says Madson, who was booked at the San Francisco police station under the name of "Christian C. Johnson," obtained from her under a promise to wed.

Completely in Power

"When in Johnson's presence," declares Mrs. Henninger, "I was completely in his power and complied readily with his every wish and suggestion. I cannot explain the strange influence he exerted over me in any other way than that he exerted a hypnotic control over my actions. Altogether I let him have \$200 of my money, but I am thankful that affairs did not reach the point where I might have married him."

After securing Mrs. Henninger's promise to marry him, Madson declared that he was going to Los Angeles to purchase stallions, and succeeded in borrowing about \$200 in small sums to complete alleged payments. After securing two stallions, he announced his intention of returning for more, but in the meantime Mrs. Henninger learned of another woman to whom he was writing. She complained to the Oakland police and planned to bring about his capture, but he did not return again, as he had promised.

Won Baby's Affection

To THE TRIBUNE today Mrs. Henninger admitted that she met Madson in February of this year through the medium of a matrimonial advertisement. As in the cases of a number of his other victims it was through the mother. He visited her cozy home in this city several times, the woman claims, and completely won the affection of her baby.

During the short courtship which followed the first meeting Madson told Mrs. Henninger that he had a vast estate in Germany and that he expected to receive

the same story he had told Mrs. Leopold, whom he married in San Francisco. In all the letters which Madson wrote to Mrs. Henninger after the first two or three he addressed her as "My dear little wife," the same term of affection he employed toward a number of other women he is supposed to have married.

Smooth and Suave in Manner

"When in Johnson's presence," declares Mrs. Henninger, "I was completely in his power and complied readily with his every wish and suggestion. I cannot explain the strange influence he exerted over me in any other way than that he exerted a hypnotic control over my actions. Altogether I let him have \$200 of my money, but I am thankful that affairs did not reach the point where I might have married him."

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Has Many Victims

In Madson the San Francisco police have one of the most widely hunted criminals in this country. His thefts from women extend over several months and include victims in nearly every state in the union. It is estimated that in all he must have collected upward of \$50,000 from the various trusting females he has inveigled into engagements and false marriage ceremonies.

Married Many Women

The names of ten women he has married at different times and fourteen to whom he has been engaged to their cost, have been established. Madson is not unknown on this coast. Seven months ago the police were put upon his trail on advice from St. Louis, where many women had been made his dupes. It developed at that time that he had married a San Francisco woman, Mrs. Sylvia Pollard de Bonnet, and had almost immediately deserted her. That marriage was performed in San Rafael by Rev. Mr. Needham in August, 1908, but long before reports of his eastern crimes were received by the local police he had disappeared completely.

No trace of John Madson was found from that day to this. In January of this year an effort was made to discover something of his strange history, but it was a failure. The description in the hands of the local detectives was incomplete and the man was gone. In April Mrs. Henrietta Leopold reported the disappearance of the man who had married her under the name of Christopher C. Johnson and who had swindled her out of \$200. There was nothing to connect this

Women to Whom Dealer In Wholesale Bigamy Was Either Married or Engaged

1. MRS. ELIZABETH N. E. JACKSON, Iola, Kan.—A wealthy widow, to whom he represented himself as a California cattleman, secured her money and disappeared. She swore to a warrant for his arrest.

2. MRS. MINNIE ALLEN, 1418A Madison street, St. Louis, Mo.—Loaned him \$450 before marriage, which occurred before a Justice of the Peace November 5, 1907. May have been fake ceremony. Madson borrowed diamond ring and disappeared.

3. MRS. ALICE RICHARDSON, St. Louis, Mo.—Married in fall of 1908. Obtained \$200 and several valuable articles of jewelry from her. Identity of Mrs. Richardson discovered by Mrs. Allen during her investigations.

4. MRS. KATHERINE BAUMANN, St. Louis, Mo.—Proprietor of the Newport Hotel, Seventh and Chestnut streets, St. Louis, but now living in Sacramento. Courted her for some time and secured \$1000 of her money before marriage.

5. MRS. MAGGIE E. BLOOM, Hannibal, Mo.—Wealthy widow; married Madson in 1908. Sold her home to get money for him. He posed as a California stockman. Her identity discovered by Missouri authorities looking up Madson's record.

6. MRS. R. FARRAN, Roachport, Mo.—Madson married her in June, 1907, under the name of C. O. Moeller. Represented himself as a wealthy placer miner. Got \$1400 in cash, \$600 on drafts and a \$250 diamond ring and deserted her a week after the ceremony.

7. MRS. SYLVIA POLLARD DE BONNET, St. Louis, Mo.—Married in August, 1908, in San Rafael under the name of Johnson. She sold house to procure money for him. Deserted her about three weeks after marriage.

8. MRS. HENRIETTA LEOPOLD, 2144 Sutter street, San Francisco—Married April 13, 1909, under name of Johnson. Secured \$620 of her money and deserted her within two hours on night of marriage.

9. MRS. JESSIE TRETHWAY, 212 East Vine street, Stockton—Married on May 15, 1909, under name of John C. Anderson. She discovered letter written by him to another woman and threw him out of her house after he had attempted to borrow money.

10. MRS. MARY WIGGINS DROWN, Springfield, Mass.—Married to Johnson December 5, 1904. He took her to New York, secured \$500 of her money and disappeared. She returned to Springfield, secured a divorce and later died of a broken heart.

11. MRS. IDA MITCHELL, Ingleside, San Francisco.

12. MRS. JOSEPHINE HENNIGER, Oakland.

13. MRS. BIRDIE KING, Memphis, Tenn.

14. MRS. JAMES W. MEANS, Lawrence, Kans.

15. MRS. M. A. BIRDWELL, Jonesboro, Ark.

16. MRS. LILLIAN —, Oakland.

17. MISS MINNIE M. CATHER, 1270 McAllister street, San Francisco—Santa Rosa woman from whom he stole \$120.

18. Santa Rosa woman who accompanied him to this city.

19. Gettysburg, Pa., woman, whose picture he has.

20. New Orleans woman, whose picture he has.

21. St. Johns, Mich., woman, whose picture he has.

22. Hamilton, Ont., woman, whose picture he has.

23. Woman in Germany, of whom he tells.

OTHER CITIES TO WHICH HIS RECORD HAS BEEN TRACED:

Cincinnati, O. Hot Springs, Ark. Los Angeles, Calif.

Louisville, Ky. Kansas City, Mo. Toronto, Canada.

Kalamazoo, Mich. Olean, N. Y.

DIVORCE IS UPHELD BY U.S. COURT JUSTICE

Calls Cardinal Gibbons' Views on Domestic Separation "a Gruesome Picture"

"SEVERANCE OF TIES SHOULD BE PERMITTED"

Mismated Couples Should Not Live Together, Says Judge Brown

OLD POINT COMFORT, Va., July 9.—Describing a "gruesome picture" drawn by Cardinal Gibbons in his view upon divorce, Henry B. Brown, former Justice of the Supreme Court of the United States, spoke yesterday at the meeting of the Maryland Bar Association. "The law and its procedure in divorce,"

Brown held that divorce fairly obtained and duly pronounced reduces to the other side generally regards to the welfare of both sides and proves a real blessing.

John Gray of Pritchburg was sentenced by Superior Judge Wells this morning to serve two years in the penitentiary at San Quentin. He was tried on the charge of assaulting his cousin, Mary Walker, with a deadly weapon with intent to commit murder. The jury found him guilty of the assault but not of the intent. The judge imposed upon him by the court is the maximum penalty for the crime.

On the application of Gray's attorney the court granted a ten-day's stay of execution pending the filing of a notice of appeal, which will be taken in the case.

Gray has retained Judge A. L. Irick to conduct his appeal. He was found guilty of crushing the Walker woman's skull with a hammer.

Lots of men who talk knowingly of labor and capital never did or persons notice to the other side generally regards to the welfare of both sides and proves a real blessing.

The reason girls are so much smarter than their brothers is everybody in the family thinks it's the other way round.

Men are so self satisfied that the only thing about their personal appearance that can't please them is a bald head.

Coombs, before he died, admitted that he had been in love with his wife, but that since the time he had renewed his friendship with both Marshall and the latter's wife.

The latter's wife died last Friday in Chinatown in San Francisco. Mrs. Marshall left her husband Saturday after a quarrel.

J. F. Marshall, the husband of the woman, filed suit for divorce against his wife, but stated that Coombs was not a cause of the action. He says he has withdrawn from the suit and that he will tell him she will return to him.

This latter is prostrated with the shock of Coombs' death. Marshall further stated that he had been ill for a long time, and that he was looking forward to his recovery.

Miss Elizabeth Jackson of Iola, Kan., was the first to put the police on Madson's track. She arrived in San Francisco last January looking for Madson, whom she said she had known as C. C. Johnson. She told the authorities here that Madson had obtained \$1000 from her on a pretense of marriage.

After a short and fervent courtship Madson had induced Mrs. Katherine Baumgarten of St. Louis to marry him and sign over property valued at \$1000. He turned this into cash and deserted her.

Mrs. Baumgarten left St. Louis soon after, fearing he was going to Los Angeles. A St. Louis woman, Alice Richardson, thought that he was not her real name, told the police Madson had obtained \$200 from her on a pretense of marriage.

Mrs. Baumgarten fell under the influence of a wealthy stock raiser. He was associated with a partner who found women in the neighborhood susceptible to Madson's wiles. His partner remarked he had a friend who was looking for a wife.

He told wonderful stories of this friend's twelve-room mansion filled with Chinese slaves in Los Angeles. If he was encouraged, the confidante would arrange correspondence between Madson and the woman. Madson would then seek a personal interview. In nearly every case he induced the woman to become his wife.

Shock Kills Her

SPRINGFIELD, Mass., July 9.—Mrs. Mary Brown of this city, believed to be one of the victims of the alleged bigamist, John Madson, under arrest in Springfield, died yesterday at Oxford in the spring of 1908, after having recovered from the shock of her ill fortune.

The man whom she married represented himself as Christian Johnson, a wealthy man of California. She separated from him shortly after the wedding. In this short time, it is alleged, he secured all her money.

ST. LOUIS, July 9.—Mrs. Minnie Allen of St. Louis was won over by Madson. Today she said she became acquainted with him by correspondence when he was in St. Louis last November. After getting him to make a promise to marry her, he departed, and his father was in Germany and he had to go and look after the estate. She says she will prosecute him.

To Charge Bigamy

STOCKTON, Cal., July 9.—Mrs. Josie Tretheway, one of the women who was married to John C. Johnson, left for San Jose today to swear to a complaint charging Johnson with bigamy.

Mrs. Tretheway stated before going that she proposed to out Johnson behind the bars.

According to her, he was to take place in San Jose on the 27th of last April, she says.

It is the name she knew him by, tried to secure from her \$500, with which to

purchase railroad tickets east for himself and her and her daughter, alleging that he could get a rebate if he could secure the money at once.

She was suspicious and sought the advice of friends, learning that the rebate story was a ruse to get her cash.

Mrs. Tretheway is 51 years of age, but looks younger.

She has a married son and daughter,

and minor children. She was divorced from W. E. Tretheway in this city in

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OUTFIELDER KELLY JOINS HACKETT'S CLUB

HARRY KRAUSE OF ST. MARY'S WINS THE NINTH STRAIGHT VICTORY FOR THE ATHLETICS

'TUB' TOM HACKETT SIGNS UP OUTFIELDER KELLY, FORMERLY WITH THE BALTIMORE CLUB

San Francisco Manager Determined to Have
Winning Team in Second Half—Cobb
Gets 4 Hits Out of 4 Times at Bat

THE San Francisco Club will not be a tail-end during any part of the second pennant race if Tom Hackett has his say about it, for the tubby one is now strengthening his team and by next week expects to have some new faces on his club that will make it more formidable. He has already induced Joe McCarthy to get back into everyday baseball, and Joe will play his last game with the Modesto Reds on Sunday, and then will devote all his time and talents to keeping the Orphans up in the race. W. A. Kelly, an outfielder, now with the Salt Lake team, and before that with Baltimore in the Eastern League, has accepted terms from Hackett and reported last night. He is said to be as fast as any outfielder in the league and is a good slicker.

Another man who will make the Orphans stronger is Frank Richards, a third baseman, whom Hackett expects to have here for the opening game of the second race. Richards played on the coast at one time and is now in Rockford, Ill.

Rusty Owens, the other member of the "beef trust" battery of the Orphans, is not expected to return, as he wants to be near his mother, who is in very delicate health. When Owens left it was because of the illness of his mother, and he promised at that time to see that Hackett got some new material for the club. He has written stating that he has secured some men and if Hackett wants them they will leave for the coast at once.

Smith, in yesterday's game, retired the Orphans in one, two, three order for the first six innings, and then in the seventh Croll got his lucky double. Murray's single came in the eighth and in the ninth Smith allowed the only walk of the game, Croll again being the favored one.

Paul Cobb got a single each time he went to the bat. Two of his hits went to center, the third one was an infield tap that he beat out by fast work, and the fourth was a well directed drive to left.

Bliss went to the bat for Odwell in the eighth, but the best he could do was to strike out. Odwell figured that he could have done as well as that.

Tay Stroob attended the game with the aid of a crutch, the spider bite having given him more trouble than he anticipated. He probably will be out of the game for the balance of the week at least.

Robert Taylor has been appointed a special police officer and assigned to duty at the State League Park. The new officer will be right on the job next week when Mertes, Frambes et al. return to do battle with the Invaders, the

The Orphans had a good chance to score in the eighth with Murray on third and Ferlin on first and no outs, but Feeney attempted to bunt and popped out to Smith, who doubled Murray at third.



Raleigh Blanks Beavers;
Stovall Plays Star Game

STANDING OF COAST LEAGUE CLUBS.

W. L. Pct.

San Francisco 64 57 .854

Los Angeles 64 57 .854

Oakland 48 46 .660

Sacramento 48 46 .660

Vernon 37 60 .511

Brown 37 60 .581

Portland 37 60 .566

Detroit 31 61 .500

Seattle 29 57 .500

Albuquerque 29 57 .500

Portland 29 57 .

WILD DESIRE FOR IMMEDIATE IMPROVEMENT OF HARBOR

Chamber of Commerce Plans Vigorous Campaign to Bring About Dredging

CONCRETE WHARVES TO BE BUILT BY THE CITY

Proposed Ordinance Will Compel Water Front Property Owners to Dredge

A mighty effort is being made by the Oakland Chamber of Commerce to bring about the immediate improvement of the Oakland water front, and this body, together with other civic organizations, has pledged its hearty co-operation to the plan of Mayor Mott to include an allotment of \$1,000,000 for the construction of three cement piers on the estuary in the proposed harbor bond issue.

The property owners along the water front will also get to put in line and do their part, as Lieutenant Colonel John Blodde, of the United States Army Corps of Engineers, states that he would not consider it advisable for the government to deepen the channel of Oakland harbor until the property owners along the water front dredge out from the property line to the edge of the channel. His announcement has stirred the Chamber of Commerce to action, and it will make an effort to induce the property owners to dredge out their holdings as far as the edge of the channel to a depth of twenty-five feet, which is the present depth of the channel.

Support Ordinance

To this end the Chamber will make an effort to induce the City Council to pass an ordinance to compel owners of water front property to keep their frontage dredged. The passage and enforcement of such an ordinance, it is claimed, would insure the deepening of the channel by the Government and would open Oakland harbor to the largest vessels which enter the Golden Gate.

It is proposed to construct the three cement piers, above mentioned, between Jefferson street and Broadway, and to make each pier long enough to accommodate the largest vessels that now come into San Francisco bay. In the city budget for the fiscal year there will be included an appropriation for the dredging out of the sand bar, which has formed at the foot of Broadway in the harbor, and the extra dredging necessary to permit big vessels to dock at the new piers can be done without a great deal of added expense.

The harbor committee of the Chamber of Commerce will hold another conference with Lieutenant Colonel Blodde within a few days with regard to plans for the proposed improvements.

200 GUESTS AT WOMEN'S BANQUET

Lyon Relief Corps No. 6 Gives Silver Anniversary Dinner

Two hundred invited guests attended the silver anniversary dinner last night of Lyon Relief Corps, No. 6, W. H. C. in Loring Hall. Representatives of Lyon Post No. 8, together with members of Colonial E. D. Baker Co., the Sons of Veterans, Baker Corps and directors of the Women's Relief Corps were present, and the dinner was presided over by Mrs. Rose E. Ward.

The hall was decorated with a profusion of garlands and flags, the appearance of the banquet room being the cause of much favorable criticism during the evening.

Prior to the banquet the following musical program was rendered:

Plano solo, Miss Hazel McKenzie; song, "Marching Through Georgia," audience; "History of Lynn Corps," Flora A. Jacobs, president; vocal solo, Miss Ruth McKenzie; "Greetings From Our Mother," Elizabeth D. Kinne; monologue, Miss Mabel O'Brien, accompanist, Mrs. Loraine Vietert.

Clever Speeches

At the banquet which followed many clever speeches were made and a spirit of merriment prevailed.

Among the toasts responded to were: "The Grand Army," Mrs. Mary E. Gwilt; "The Woman's Relief Corps," Henry C. Dibble; "Our National Order," Geraldine E. Fribble; song, "The Battle Cry of Freedom," the audience; "The Sons of Veterans," William Van de Mark; "Our Woman's Relief Corps Home," Carrie W. Dibble; "Lyon Corps," P. W. Carroll, commander of Lyon Post, and "America," by the audience.

Among the guests present were: P. W. Carroll, commander of Lyon Post; Flora A. Jacobs, president of Lyon Relief Corps; Past National Senator Vice President Geraldine E. Fribble of the Woman's Relief Corps; Past National President Mrs. Elizabeth D. Kline, Judge Henry C. Dibble, judge advocate of the Grand Army of the Republic; Mrs. Carrie C. Dibble, president of the Woman's Relief Corps; Past National President Mrs. William Van de Mark, past department chaplain of the Grand Army, and William Alberger, past department commander of the Grand Army.

The original charter members of the corps present were: Mrs. Mary Ash, Mrs. Lena West, Mrs. Mary Anderson, Mrs. Frank Hollingshead, Mrs. Kate Reinbold and Mrs. Abby Lovett.

The committee in charge of the banquet included Mrs. Rose E. Dorey, chairman; Mrs. Elizabeth Shepard, Mrs. Katherine Munson, Mrs. Ella Wilson and Mrs. Margaret Kilis.

EDUCATORS TO MEET IN SAN FRANCISCO IN 1910

DENVER, July 9.—San Francisco will be the next meeting place of the National Education Association.

The Board of Directors, breaking precedent in the respect that conventions heretofore have been held either East or West twice in succession, decided to have the next gathering on the Coast.

There were two other strong bidders for the prize—Milwaukee and Boston.

THIEVES TAKE VALUABLES FROM TWO AUTOMOBILES

Dr. A. S. Keely of 5070 Telegraph avenue, San Francisco, police said, that surgical instruments valued at \$500 were stolen from his automobile yesterday while the machine was standing in front of the City Central Hospital.

The second automobile, of F. E. Irving, of 1822 Shattock avenue was standing in front of Newman's Cafe on Broadway yesterday someone stole two tires, valued at \$35.

The thefts have been reported to the police.

CLINGS TO BABE ONCE TAKEN AWAY

Commissioner North Plays Part of Solomon in Argument Over Child

SAN FRANCISCO, July 8.—Commissioner North of the Bureau of Immigration enacted the part of a Solomon yesterday when called upon to deport Mrs. Earlie Pino, the sloping wife of Colonel Pino of the Mexican Army, who had married a man she had formerly adopted by another woman. He showed wisdom enough, and the mother got the child temporarily, but the law will yet have to decide between the two women.

Commissioner North expressed a wish to see her child before departing.

And Mrs. Julia Palacios of 825 Hamilton street, who had adopted the infant through the Pacific Humane Society, the boon and took the baby to its mother.

The mistake was fatal, however, for as soon as the mother pressed her child to her breast her affection for the little one found expression in her tears and cresses. The mother's love was too great, and she vehemently declared she would never part with her child except by death.

Commissioner North could not follow Solomon's plan and order the child cut off, nor could he delay the departure of the steamer. His own wife, Mrs. Earlie Pino, will, however, be given up the plan because the child had intervened.

Turning to Mrs. Palacios, he made the following decision:

"I suppose you think that you are the legal guardian of the child. You refuse to give him up to the natural mother, but I am powerless to make her return him to you. You, however, have placed the child in the arms of your own mother, she is in the matter, will not interfere further with me."

Then turning to one of the inspectors, Commissioner North said:

"You will take this woman back to the country with anything she has in her possession, no matter what it is."

Mother Overjoyed

The mother cuddled her babe tighter to her breast and wept with joy when she learned that she was not to be deported without her child. Mrs. Palacios, however, threatened to remove the child to another, to whom she is greatly attached.

The Pino woman eloped with Rafael Carrillo two years ago and came to this city. Her boy was born four months ago, and the infant was with his mother when she was arrested for landing an immoral life within three years after her arrival in this country. While in jail the baby was taken from his mother and was adopted by Mrs. Palacios.

BUD QUILTS WHIRL TO BE A NURSE

Miss Emily du Bois Tires of Society in Her First Season

SAN FRANCISCO, July 9.—A taste of society proved too much for Miss Emily du Bois, the second daughter of Dr. and Mrs. Henry A. du Bois. Miss du Bois is a debutante of last winter. She has known the social whirl for one short season—and it has cloyed.

Miss du Bois is eighteen years old. She has determined upon a life work something for her, will have a serious objective aim.

In consequence she will study to become a trained nurse at the Loma Hospital. She will enter the hospital on probation, running the humble errands and studying her textbook between times. And after some long months, perhaps, there will come a happy day when she'll pin a little white cap on her head and be rated a real nurse.

"I'm just tired of society," said Miss du Bois yesterday at the home of the William Lichtenbergs in San Rafael. There she is a guest. "I want to have some serious life work, something that will have a meaning I have not found in social life."

"I may stay in the hospital training school only a day, or a week, or a month. You see I cannot tell whether I am going to like it or not. I must find out whether I can stand the life. Hard as it is, for it is hard, I know, to give up everything that's worth while."

"Why did you choose particularly the nursing of a nurse?"

"Well, father's being a physician possibly had something to do with it."

"And your people, do they share your views? Do they want you to take up the life of a trained nurse?"

"Oh, yes; they want me to see how well I am going to like it, and I do hope it's not going to be too hard to stand. After I get to Lane and am quite established as a nurse, I want to tell you how I like the life."

CHICAGO LOSES ONE RESIDENT

And Knows It, For He Notified the Census Clerk Himself

CHICAGO, July 9.—Chicago's population is now only 2,673,584. The optimistic estimate of the Bureau of Statistics for July 1 gave the city a population of 2,672,355, but since that time Rudolph P. Hanson has moved to South Bend, Ind.

News of the city's loss became public only this morning, when Mr. Hanson sent a letter to "The Census Bureau, City of Chicago, Ill." It was finally received by George Bryant, who represents the government census bureau in the office of Controller Walter H. Wilson. Hanson's letter follows:

"Gentlemen: You have my name in the new city directory. Please cancel it, as I am now a permanent resident of South Bend. Respectfully, RUDOLPH P. HANSON."

EDUCATORS TO MEET IN SAN FRANCISCO IN 1910

DENVER, July 9.—San Francisco will be the next meeting place of the National Educational Association.

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There were two other strong bidders for the prize—Milwaukee and Boston.

The prince—Milwaukee and Boston.

A Night Rider's Raid.

The worst night riders are colonial, the most skillful riflemen. They raid to rob us to rob you. The raid is not so wise. Dr. King's New Life Pills. They never distract or inconvenience, but always cleanse the system, curing Colds, Headache, Constipation, Malaria, 20c to 50c.

Notice to Creditors.

Estate of Henry W. Denning, deceased. Notice is hereby given by the undersigned, executors of the estate of Henry W. Denning, deceased, to the creditors of the same, to whom claims against the said deceased to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the said executors.

Notice to Creditors.

Estate of Madeline Maria Anthonia Vittinga, also known as Madeline M. A. Vittinga, deceased. Notice is hereby given by the undersigned, executors of the estate of Madeline Maria Anthonia Vittinga, deceased, to the creditors of all persons having claims against the said deceased to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the said executors.

Notice to Creditors.

Estate of Ezra W. Decotis, deceased. Notice is hereby given by the undersigned, executors of the estate of Ezra W. Decotis, deceased, to the creditors of all persons having claims against the said deceased to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the said executors.

Notice to Creditors.

Estate of Anna E. McElroy, deceased. Notice is hereby given by the undersigned, executors of the estate of Anna E. McElroy, deceased, to the creditors of all persons having claims against the said deceased to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the said executors.

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Oakland Tribune

Member American Newspaper Publishers' Association

W. E. BARGIE, President.

JOHN E. CONNERS, Managing Editor.

J. CLEM ARNOLD, Business Manager.

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Advertisers failing to receive their insertion notices within one hour after publication will please report the same to THE TRIBUNE office by telephone, or a special messenger will be dispatched with a copy of THE TRIBUNE at once.

Monographs or photographs submitted to the editorial department for consideration must have stamp enclosed, enclosing the return of same if not accepted.

MORNING TRIBUNE.

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ADVERTISEMENTS intended for continuous insertion under heading "TOO LATE FOR CLASSIFICATION," 150¢ a line daily.

ADVERTISEMENTS ordered by telephone for a definite number of insertions will be charged for the time specified, plus postage and discountance order before expiration date.

All advertisers should retain counter copy given as no insertion will be restricted without presentation of these receipts.

No orders recognized for advertisements for insertion "Till Friday."

No charges made for half rental to patrons answering advertisements requiring answers to certain box numbers.

TRIBUNE PUBLISHING CO.

PHOTOGRAPHY

FRANK PROSS, portrait and landscape expert, 1445 Franklin St., Phone Oakland 1149. Home A-3875.

DAY AND CONTRACT WORK

A. K. C. CORLETT, general contractor, 1819½ Franklin St., Phone Merritt 2708.

ANY kind roofs repaired or painted. A. Hillman, 506 E. 12th; drop postal card.

If you want to reach the people of Alameda county, use THE TRIBUNE classified columns.

MARBLE and granite monuments, large and small; stone; wood; interior work. J. D. Jensen's prop., show room 717 7th St., Oakland.

PAINTING, tiling, papering; rest our figures and sea how many we can save you. W. H. Keeler, 1908 Oak, 715. Keeler & Co., 54 Harrison.

PAINTING, tinting and papering; reasonable prices. F. C. Tucker, 2033 Ellis St., Berkeley.

HOUSE MOVERS

H. B. HENDERSON—Raising, shoring, moving; buildings bought and sold.

25d st. Phone Oakland 587. Home 5814.

HOUSE CLEANING

JAPANESE housecleaning; washing and gardening. Oakland 6311. A-1245. Tel. 934.

ADOPTION

PAINLESS confinement. Children boarded or adopted; confidential. Maternity.

Villa 1416 12th St., Alameda.

RENOVATORIES

WE keep you looking neat, priced reasonable. Golden West Renovatory, 31 Tel. 4515.

EMPLOYMENT OFFICES

A. C. ASTOR, Employment Office, 33 8th St., Phone Oakland 2168. Home A-615.

AAA—RELIABLE help. Orient Emp. Agt. Chinese serv., Phone 3101. 281 8th St., Oakland 6311.

JAPANESE Domestic Work, Cooks, waiters, gardeners, housework. 860 7th St., Oakland 6311.

JAPANESE Employment and Housecleaning Office, 311 7th St., Phone Oak. 552.

JAPANESE Employment and housecleaning office, 319 7th phone Oakland 3916.

OLDEST Japanese employment office in town, all kinds of work furnished. 311 7th St., Oakland 5822. A-2322.

CARPET CLEANING

AMERICAN County Steam Carpet Cleaning Works—Carpets cleaned, by yard, cleaned and re-laid, 50¢ a yard. Mrs. J. J. Lerrill & Co., Tel. Oak 2034. Home A-3341.

A-CARPETS cleaned and re-laid, 50¢ a yard; carpet cleaning, 10¢ a yard. W. E. Bell, Telephone Berkeley 943.

AA—Dwight Way Carpet Cleaning Works—Carpets cleaned, 4¢ per yd.; cleaning and laying, 8¢. Phone Berkeley 1586.

A. LESTER—Gold medal steam carpet cleaning. 4½¢ a yard. Work guaranteed. Oakl. 4134. Home 4134. Res. A-4775.

CARPET laying and cleaning. Phone Oakland 1325. Robert Pittkin, 550 Market St.

CARPETS cleaned and re-laid, rediting especially; all work guaranteed. C. L. Johnson, Oakl. 3111. Home A-2922. Metcalf's Carpet Cleaning Works, 311 7th St., Oakland 5822. A-2322.

FRUIT FOR SALE

Fruit for Sale

The fruit of a 30-acre ranch near San Leandro, consisting of apricots, peaches, Bartlett pears, and fresh grapes. Wm. H. Hoffschneider, room 20, Bacon Block, telephone Oakland 482.

PERSONALS

A merchant would not think a woman very fair if she purchased a yard less silk for a gown than she needed—even if it were very fine silk. Now is the merchant wise to purchase a yard less silk for a gown than he needs, even if it were very fine advertising space—and costly?

ANY poor girl in need of a friend, a home or advice, is likely to find it in The Salvation Army Home, English Heights, Cal. Phone Merritt 4827.

ELECTRO vibratory massage. Mrs. L. Johnson of Oakland Sanatorium, 605 10th St.

GAS Consumers' Assn. reduces your bill 10 to 20 per cent. 355 12th St.

HAVING bought the typewriter business of Geo. E. Merritt on and after July 1, 1909, FRED C. JOURNETZ.

L. S. CLARK, attorney-at-law, 851 Jackson Street. Consultation free. Open evenings.

MY wife having left my bed and board, I will not be responsible for any debts against Geo. E. Merritt on and after July 1, 1909.

CHARLES T. MARCHAM, 346 Pine street, Oakland.

MISS F. M. MATNARD—Electrotherapy, scalp treatment, etc. 466½ 13th St., over Chalmers Regatta; phone Oak 3899.

NOTICE

The certain amount at No. 8504 Broadway, near 10th St., is being transferred from the party, John Zagrapos, to Bill Kontukelos. My creditors should apply before July 14th. JOHN ZAGRAPOS.

PROF. GEE, medium and healer, reads through the spirit circles. Sunday evenings, 8 p.m. 516 Telegraph ave.

UNCALLED for suits, trousers and overcoats at less than cost at Chas. Lyons, the London Tailor, 355 Broadway, bet. 19th and 20th Sts., Oakland.

BUSINESS PERSONALS

WHEN some one looks over the wants in search of your ad, it should be "THEIR."

COLLECTIONS

THE Interstate Collection Agency, gold and silver, fine and valuable, 147 1st Nat'l Bank Bldg., Oakland, Cal.

WESTERN Law and Adjustment Co.— Collections, attachments, etc. 223 Bonelli Bldg.

NOTARY

AA—V. D. Stuart, notary public, money to loan. Tribune office, 5th and Franklin.

HELP WANTED—MALE

WHEN the man, for whom you ought to be looking, LOOKS—your ad, should be "THEIR."

EXPERIENCED instalment collector; must be hustler, salaried, 855 months, car, piano, allowance, experience, phone number. Box 1344, Tribune.

SITUATIONS WANTED—MALE

WHEN the right employer begins to read the "situations wanted" ads., yours should be "THEIR."

EXPERIENCED body ironer, Address: Oakland Towel Co., 28th and Fibert Sts., H.C.P. Pickling Co., Alameda, and upholsterer, has wanted, including foremen and field bosses; work for men, women, children. Write for particulars, E. C. Horst, Co., 215 Pine St., San Francisco.

HOUSEMAN wanted for hotel, salaried, found. 632 7th St.; employment office.

MAN wanted to take care of horses and garden in private family. Merritt 484.

WANTED—Real estate salesmen for best selling sun division in Alameda county; office on tract; automobile service. Apply 1305 Broadway.

EXPERIENCED body ironer, Address: Oakland Towel Co., 28th and Fibert Sts., H.C.P. Pickling Co., Alameda, and upholsterer, has wanted, including foremen and field bosses; work for men, women, children. Write for particulars, E. C. Horst, Co., 215 Pine St., San Francisco.

A MIDDLE-AGED man wishes position as janitor; can give good references. Address Box 1447, Tribune.

A PAINTER with tools wants painting or paperhanging day or contract. Phone Oakland 5173.

A JAPANESE good family cook; has references. Phone Oakland 3878. 7¢ per meal.

A FIRST-CLASS cement worker wants work by day or by job. 473 7th St.

CHINESE first-class family or hotel cook, wants position. Leng, 807 Dupont St., San Francisco.

CHINESE wants position in family as school boy. Address 837 Harrison St., Oakland. Reward \$5.

DANE, sober, industrious, wants position as coachman and gardener. Box 1397, Tribune.

EARNEST Japanese, boy wishes position as cook and waiter. Phone Oakland 7355.

GOOD boy wishes position as cooking and housework. Phone Oakland 7355.

GERMAN boy and girl want positions as cooks. Phone Oakland 7355.

JAPANESE school boy wants a situation in a small family as a cook. E. H. George, 831 Clay St.

WANTED—A first-class solicitor to sell real estate; good salary; none but class need apply. Call with full information at 801 Monmouth Bldg., San Francisco.

WANTED—To teach arithmetic, operators in demand; salary \$25 weekly. 221 Locust Ave., S.F.

WANTED—A first-class meat wrapper. Please Washington, 5th and Washington St., Oakland.

HELP WANTED—FEMALE

WHEN the "best" servant is looking for a new place, your ad, should be "THEIR."

AT SUNSET EMPLOYMENT AGENCY, 420 6th St., Phone Oakland 4831. Male and female help furnished.

A YOUNG girl, single with children and no savings, wages \$15 month. Call 412 5th St.

A young servant, general housework, in small family. Apply 2008 Sunflower Ave., Alameda.

A GIRL not afraid of work wanted in a delicatessen store. 1012 Jefferson St.

COOKS, waitresses, chambermaids and general housework help at once. Woman's Emp. Exp., 341 Albany Block, Phone Oakland 2350.

COURSES—nurses, housewives, girls. Call at new Oakland office, 622 7th St.

EXPERIENCED cloak and suit saleslady. Friedman's, 1826 Washington St.

GIRL to cook and do general housework; three in family. Apply Saturday and Sunday from 9 to 12 o'clock, at 1100 Bay St., Alameda.

GIRLS wanted to operate power sewing machine; expert operators only. The Reese Waterproof Co., Fruitvale.

GIRL for general housework; small family. Wages 25¢.

GIRL for housework and cooking; small family. Piedmont 4495.

GOOD woman for general housework; sleep home. 389 Grove.

GIRL for light housework. 160 Miles Ave.

HOT picking in August; work for everybody. See our ad under help wanted.

LADIES to take work home. Treborth, room 124, Sutter St., near Polk St., San Francisco.

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FURNISHED HOUSES TO LET.
WHEN some one looks over the wants in search of your ad, it should be "THERE."

AAA—FOR RENT.—Artistically furnished house, Linda Vista district. Charming location; furnished or unfurnished; call between 10 and 12 o'clock; call 437 Adams st.

COTTAGE—A sunny, clear, completely furnished rooms; 2 bedrooms, electricity, gas range, sewing machine, bath yard, water free. \$57 66th, east of Shattock.

COMPLETELY FURNISHED 5-room cottage, 684 22d st., \$115. Also single room.

FOR RENT.—Very reasonable, furnished or unfurnished, small cottages, of 3 rooms and bath; located near 10th and Franklins. For full information address box 8850, Tribune.

FOR RENT.—12-room house furnished, bath and laundry, located centrally; 2 minutes to station; rent reasonable; right parties. Apply Box 1698, Tribune.

FOR SALE OR TO RENT.—Furnished 7-room cottage; large garden. 2551 Clinton ave., Alameda.

FURNISHED house, \$55; 6 rooms. 2908 Ellsworth, near Russell, Berkeley.

NEATLY furnished cottage, suitable for business man and wife; \$20 a month. 1512 Franklin ave., near Hopkins, Upper Fruitvale.

UNFURNISHED HOUSES TO LET.
WHEN some one looks over the wants in search of your ad, it should be "THERE."

BUNGLOW four rooms, bath, gas, electricity; near cars and local. 1834 36th ave., Fruitvale.

COFFAGE of 5 rooms, high basement; regular kitchen, bath, rent reasonable. Call after 7 p.m., 1126 Myrtle st.

ONE OR TWO fine housekeeping rooms, rent reduced. 558 20th st., near San Pablo ave.

SUMMER rates—2 sunny front furnished rooms; gas, hot water, snappy for couple; \$91 per week.

SINGLE room, furnished housekeeping; \$8 per month. 1129 Myrtle st., near 12th.

SUNNY front room and kitchen, bath; reasonable. 1129 Telegraph ave.

THREE superb large, most desirable, sunny unfurnished housekeeping rooms; bath, telephone; \$20; adults only. 628 24th st., near Telegraph.

THREE furnished rooms, one for light housekeeping and two small rooms, 12th st., location. 1013 Filbert st., near 12th.

TWO nicely furnished sunny front housekeeping rooms; bath and phone. 912 Filbert; \$15 month.

TWO or 3 housekeeping rooms; laundry and bath; 2 bunks from city hall. 681 16th st.

THREE fire housekeeping rooms; close in; man and wife only. 1517 Brush st.

THREE fine housekeeping rooms; close in; man and wife only. 1517 Brush st.

TWO beautiful sunny rooms for light housekeeping. 729 6th st.

THREE unfurnished rooms with bath for housekeeping. 1110 Alice st.

TWO furnished housekeeping rooms and bath, center. 513 15th st.

TWO rooms for light housekeeping at 688 1st st.

VERY choice apartment, 4 rooms and bathroom; heat, etc.; elegant location. 1221 Jackson, near 14th st.

463 21st st., near 16th; connecting.

MODERN 3-room house on large lot on E. 18th st., near 11th ave.; close to schools, car lines and convenient to E. Oakland station. H. B. Welch & Co., 1512 Franklin, E. 18th st.

425 25th st., Oaklawn, between Telegraph and Broadway. Moderate 1-room house, corner; \$35 month. Apply on premises only.

MODERN 3-room house on East 18th st., near 7th ave.; convenient to every car. H. Welch & Co., 5th ave. and E. 18th st.

5-ROOM cottage and bath. 1516 Curtiss st., near 20th, bet. West and Market. \$20.

6-ROOM bungalow; lawn, flowers; \$20. Piedmont by the Lake, 482 Crescent st.

4-ROOM cottage and bath. 74 Echo st., near Key Route station.

5-ROOM cottage and bath. 483 4th st., close to station.

FURNISHED FLATS TO LET.
WHEN some one looks over the wants in search of your ad, it should be "THERE."

FURNISHED flat, cheap, large rooms; central location; bath, laundry, gas range and telephone; front, 2nd floor; \$15 up. 1371 8th st.

SUNNY flat or four rooms, bath, laundry, unfurnished or furnished, complete for hunting; central. 1217 17th st.

UPPER stories; 6 rooms and bath; furnished rooms; for housekeeping; men; private family. 121 32th st.

TRY house cooked meals for 25¢ to 100¢. Franklin. Phone Oak. 3886. Rooms 33D. 673. Small private family (no children); in nicely furnished home; will take a few boarders; phone piano.

55 A WEEK, room and board in private family; all conveniences. \$70. Jefferson st., near 10th, bet. West and Market.

FURNISHED flat, sun, bath, laundry, unfurnished; central. 1217 17th st.

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FURNISHED FLATS TO LET.
WHEN some one looks over the wants in search of your ad, it should be "THERE."

A BEAUTIFUL brand new 4-room flat for rent, 2006 Brook st., near 30th and Broadway.

AN upper flat 5 rooms, rent \$15. 1862 5th st.

FOR RENT—Two new flats, upper and lower, of 5 and 6 rooms; modern; every day; just off Telegraph ave. and near 10th. Rent reasonable; to right party. Key after 4:30 p.m.

FOR RENT.—One flat, from Key Route station, 10th and Webster. Fine, newly renovated; front flat of 6 rooms and bath; right in town. 1706. Geo. W. Austin, 1018 Franklin.

\$25—**FURNISHED** 4-room flat, sun, sunny porch; beautiful location. 1730 9th ave.

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-- BIG --
July Specials
IN ALL DEPARTMENTS
All Our Men's Summer
Suits
\$20 and \$25 Values
DURING THIS MONTH
\$15.00



These suits are strictly this season's latest styles and fabrics. They are hand-tailored throughout and are sold with our well-known Money Back Guarantee. If you don't get one of these suits you don't realize what you're missing.

See them all on display in our big show windows.
YOURS HONESTLY

Money-Back Smith
Washington Street Corner Tenth

Good Opportunities Are Created

Every prudent and progressive man creates his own opportunities—he does not wait for someone else to turn them up for him.

A Bank Account gives a young man a better knowledge of financial affairs—makes him prudent in the use of means—and acts as an incentive to establish a substantial surplus fund.

The Central Bank cordially invites your account.

Interest Paid on Savings Accounts

CENTRAL BANK
Paid-up Capital and Surplus, Over \$1,000,000.
14TH AND BROADWAY, OAKLAND

Sale Deposit Checking Accounts Savings Accounts

Schneider's GOOD SHOES
955 WASH. ST., OAKLAND, NEAR THEATRE

SPECIALS
in Colored Canvas Ties

White, green and lavender, fine quality CANVAS TIES, plain short vamp, covered heel to match; any size, regular \$1.75 value—SPECIAL at

95c

Darker colors \$1.15

MEN'S TAN 16-INCH HUNTING BOOTS \$2.15
INFANTS' CANVAS TIES: any color45c
MEN'S RUSSIA TAN, LOW OR HIGH SHOE \$2.35
LADIES' RUSSIA TAN OXFORD OR PUMP EFFECT \$2.15
LADIES' WHITE CANVAS TIES 75c
MISSES' WHITE CANVAS TIES 90c

Bronze Pumps or Ties

New effect style, hand turn soles, Cuban heels; very stylish and easy on the feet, any size; regular \$3.50 to \$5.00 value. SPECIAL

\$2.50

VACATION SHOES OF ALL KINDS.

Phone Oakland 1347
Home 4 4101

Our Prices the Lowest



\$2.70
For This
Weathered
Oak Book or
Magazine
Rack

36 inches high, 16 inches wide, attractive, substantial, and worth \$4.00 ordinarily. Will be on sale Saturday only and as they may not last all day we suggest an early call to avoid disappointment. No phone orders and none to dealers.

Use Your Credit

Use your credit to furnish that home; it is the simple, safe and sane method of accumulating household furnishings that you never would possess if you waited until you could pay all cash. Buy now—pay us later.

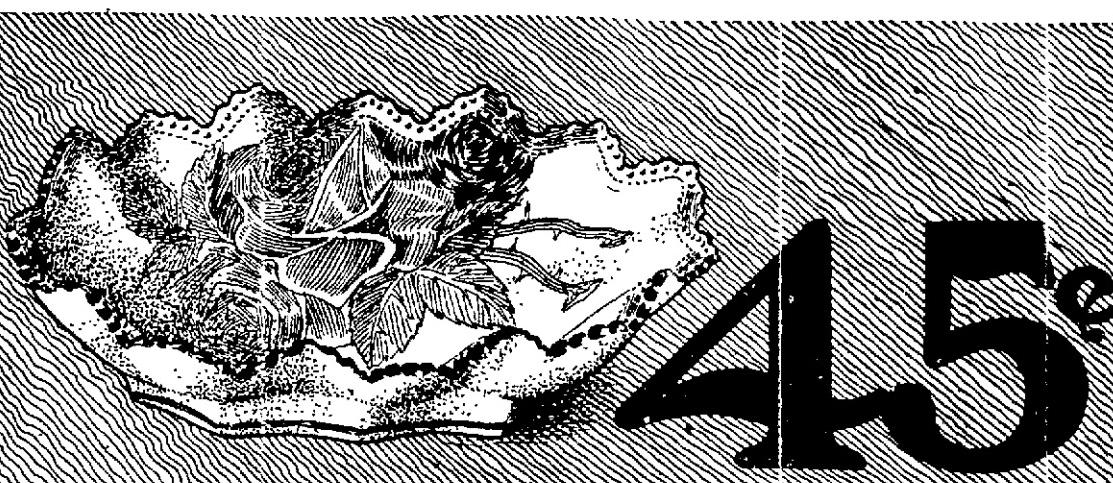
We Are Going to Give an Auto Away



Say So,
and We'll
Refund
Your Money

\$2.00 RAZORS 55c
75c POCKET KNIVES 24c
KUERZEL'S
Eighth and Broadway

118th Saturday Surprise Sale.



Tomorrow we offer a \$1.35 Hand Painted China Spoon Holder or Jelly Dish

The hand painted china dish pictured above is 7 inches long and 5 inches wide; it is trimmed with burnished gold and decorated with a spray of full blown roses.

This beautiful piece of china can be used for many purposes: as a spoon holder, jelly dish, salad dish, or condiment dish, and are also

No telephone nor children's orders

Special Sale of Fireless Cookers



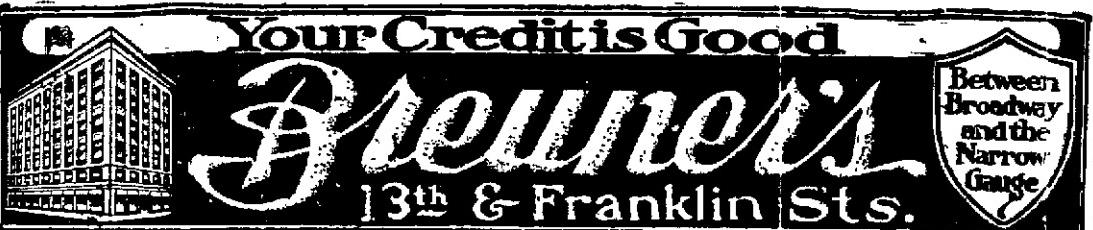
This is the first time that a Fireless Cooker has been sold on the Pacific Coast at this remarkably low price. The case is of a dovetailed, selected, kiln-dried hard wood; the kettles are of steel with double coat of acid proof, sanitary enamel, with patent lock covers. One kettle holds 4 quarts, the other kettle 6 quarts. A \$11.00 outfit for—
\$4.95

Don't overlook our Semi-Annual Clearance Sale of Carpets

We are selling \$1.95 Body Brussels Carpet for \$1.25 the yard; \$1.50 Axminster Carpet for 99¢ the yard; \$1.95 Inlaid Linoleum at \$1.15 laid, and many more such reductions—bring the size of your rooms and we will tell you how much you can save.

We are going to give one of our customers a \$5000, 6-room Bungalow absolutely free

Ask for one of our Bungalow Booklets—they tell all about this Bungalow.



DRUIDS AT BANQUET

ADMIT NEW MEMBERS

ELMHURST, July 9.—Fifteen new members were admitted into the Elmhurst Circle of Druids at a banquet last night. The occasion was an enjoyable one, and interesting speeches were the order of the evening. An impromptu dance was also held.

Office Chief of Police,

San Francisco, Cal., June 20, 1909.

It gives me much pleasure to inform you that the public

Mr. George Mayerle, the German Expert Optician, of 600 Market St., San Francisco, recently a citizen and resident of this city, has been appointed to the office of Office Chief of Police.

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